

WISCONSIN STATE
LEGISLATURE
COMMITTEE HEARING
RECORDS

2005-06

(session year)

Assembly

(Assembly, Senate or Joint)

Committee on
Campaigns &
Elections
(_AC_-_CE_)

File Naming Example:

Record of Comm. Proceedings ... RCP

- 05hr_AC-Ed_RCP_pt01a
- 05hr_AC-Ed_RCP_pt01b
- 05hr_AC-Ed_RCP_pt02

NOTICES ...

➤ Committee Hearings ... CH (Public Hearing Announcements)

➤ **

➤ Executive Sessions ... ES

➤ **

➤ Committee Reports ... CR

➤ **

➤ Record of Comm. Proceedings ... RCP

➤ **

INFORMATION COLLECTED BY COMMITTEE
CLERK FOR AND AGAINST PROPOSAL

➤ Appointments ... Appt

➤ **

Name:

➤ Clearinghouse Rules ... CRule

**

➤ Hearing Records ... HR (bills and resolutions)

➤ 05hr_abo428_AC-CE_pt01

➤ Miscellaneous ... Misc

➤ **

Vote Record

Committee on Campaigns and Elections

Date: 6/9/05

Bill Number: 428

Moved by: ✓ Seconded by: W

Motion: Passage

Committee Member

Representative Stephen Freese, Chair

Representative Mark Gundrum

Representative Jeffrey Wood

Representative Robin Vos

Representative David Travis

Representative Frederick Kessler

Aye

No

Absent

Not Voting

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Totals:

6

0




Motion Carried




Motion Failed


2001 Wisconsin Act 109 made comprehensive changes to campaign finance law, ethics, income tax, public broadcasting, and cable television laws. Most changes made by Act 109 took effect on July 1, 2003. With the exception of provisions requiring candidate time on public broadcasting stations and public access channels at public expense, these provisions were made nonseverable so that if a court found that any of the provisions were unconstitutional all of the provisions would then be invalid. In *Wisconsin Realtors Association et al. v. Ponto et al.*, 299 F.Supp.2d 889 (W.D. Wis., 2002), the U.S. District Court found that one provision of Act 109 relating to advance reporting of certain independent disbursements before obligations are incurred to make those disbursements violates the First and Fourteenth amendments. This decision apparently precludes enforcement and administration of the Act 109 changes as of December 11, 2002. The Act 109 changes, however, currently remain in the statutes.

AB428 

This bill deletes the changes described above made by Act 109 that are affected by the nonseverability provision, except that the bill does not affect provisions of the code of ethics for state and local public officials relating to official action in return for providing or withholding things of value, which has been affected by legislation enacted after Act 109, and the bill does not affect provisions that permitted the Elections Board to allocate up to 1 percent of annual amounts designated for the Wisconsin election campaign fund (WECF) to provide public information concerning the purpose and effect of WECF. The following is a description of the changes made by Act 109 to the statutes in effect before July 1, 2003:

AB428 

Act 109 imposed registration and reporting requirements on certain individuals and committees that finance certain mass communications made during the 60-day period preceding an election. The act also imposed 24-hour reporting requirements on certain special interest committees and on certain candidates for state office who decline to accept public grants from WECF to finance their campaigns. When expenditures or obligations reported by these committees or when expenditures reported by these candidates reach specified levels, the act permitted opposing candidates to receive additional campaign contributions from political parties and other committees and individuals, and to make additional expenditures to respond to the reported expenditures and obligations.


AB428 

Act 109 made changes to the laws regulating campaign contributions. With certain exceptions, the act prohibited any candidate who accepts a public grant from WECF from accepting contributions from any committee other than a political party committee. The act also permitted candidates for legislative office who are bound by campaign spending and self-contribution limits as a result of accepting a public grant from WECF to accept double the amount of contributions otherwise permitted from particular individuals and, when permitted, from particular committees. The act imposed restrictions on fund raising by incumbents during a legislative session.

AB428 


Act 109 increased spending limits for candidates for partisan state offices. The act decreased contribution limits for candidates for legislative office who decline to accept spending limits. The act increased the amount that a political party may

receive in a biennium from all committees, other than political party committees, from \$150,000 to \$450,000 and increased the amount that a committee, other than a political party committee, may contribute to a political party in a calendar year from \$6,000 to \$18,000. The act further permitted political parties to accept an additional \$450,000 from all committees in any biennium to be used in providing certain additional campaign contributions to legislative candidates. The act also imposed restrictions on the transfer of contributions between certain committees other than political party committees.

AB428 

Act 109 increased the amount of campaign expenditures that candidates for state office who accept a public grant from WECF may make. The act provided that the maximum grant under WECF is an amount equal to 40 percent of the applicable spending limit or, for candidates for the office of governor, 35 percent of the applicable expenditure limit. (Prior law permitted a maximum grant of 45 percent of the applicable spending limit, less contributions accepted from special interest committees.) However, the act also provided for supplemental grants to be made to candidates who have reported mass communications or certain noncandidate expenditures made in opposition to them or in support of their opponents. The act provided candidates for the office of justice of the supreme court with a "first draw" on available grant funds. The act established political party accounts under WECF and permitted individuals who have a tax liability to designate on their state income tax returns that money be placed in a political party's account or in a general account for all qualifying candidates, as permitted previously, and increased the amount of the designation from \$1 to \$20. Under the act, the designation does not increase an individual's tax liability.


The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

AB428, s. 1 

Pg4Ln1

Section 1. 5.02 (13) of the statutes, as affected by 2001 Wisconsin Act 109, is repealed and recreated to read:

Pg4Ln2

AB428, s. 1 - continued 

Pg4Ln3

5.02 (13) "Political party" or "party" means a state committee registered under s. 11.05 organized exclusively for political purposes under whose name candidates appear on a ballot at any election, and all county, congressional, legislative, local and other affiliated committees authorized to operate under the same name. For purposes of ch. 11, the term does not include a legislative campaign committee or a committee filing an oath under s. 11.06 (7).


Pg4Ln4

Pg4Ln5

Pg4Ln6

Pg4Ln7

Pg4Ln8

AB428, s. 2 

Pg4Ln9

Section 2. 5.05 (2) of the statutes, as affected by 2001 Wisconsin Act 109, is repealed and recreated to read:

Pg4Ln10

AB428, s. 2 - continued



Pg4Ln11
Pg4Ln12
Pg4Ln13
Pg4Ln14
Pg4Ln15
Pg5Ln1
Pg5Ln2
Pg5Ln3

5.05 (2) **Auditing.** In addition to the facial examination of reports and statements required under s. 11.21 (13), the board shall conduct an audit of reports and statements which are required to be filed with it to determine whether violations of ch. 11 have occurred. The board may examine records relating to matters required to be treated in such reports and statements. The board shall make official note in the file of a candidate, committee, group or individual under ch. 11 of any error or other discrepancy which the board discovers and shall inform the person submitting the report or statement.

AB428, s. 3



Pg5Ln4
Pg5Ln5

Section 3. 7.08 (2) (c) and (cm) of the statutes, as affected by 2001 Wisconsin Act 109, are repealed and recreated to read:

AB428, s. 3 - continued



Pg5Ln6
Pg5Ln7
Pg5Ln8
Pg5Ln9
Pg5Ln10
Pg5Ln11
Pg5Ln12
Pg5Ln13

7.08 (2) (c) As soon as possible after the canvass of the spring and September primary votes, but no later than the first Tuesday in March and the 4th Tuesday in September, transmit to the state treasurer a certified list of all eligible candidates for state office who have filed applications under s. 11.50 (2) and whom the board determines to be eligible to receive payments from the Wisconsin election campaign fund. The list shall contain each candidate's name, the mailing address indicated upon the candidate's registration form, the office for which the individual is a candidate and the party or principle which he or she represents, if any.

AB428, s. 3 - continued



Pg5Ln14
Pg5Ln15
Pg5Ln16
Pg5Ln17
Pg5Ln18
Pg5Ln19
Pg5Ln20
Pg5Ln21
Pg5Ln22
Pg5Ln23

(cm) As soon as possible after the canvass of a special primary, or the date that the primary would be held, if required, transmit to the state treasurer a certified list of all eligible candidates for state office who have filed applications under s. 11.50 (2) and whom the board determines to be eligible to receive a grant from the Wisconsin election campaign fund prior to the election. The board shall also transmit a similar list of candidates, if any, who have filed applications under s. 11.50 (2) and whom the board determines to be eligible to receive a grant under s. 11.50 (1) (a) 2. after the special election. The list shall contain each candidate's name, the mailing address indicated upon the candidate's registration form, the office for which the individual is a candidate and the party or principle which he or she represents, if any.

AB428, s. 4



Pg5Ln24
Pg5Ln25

Section 4. 8.30 (2) of the statutes, as affected by 2001 Wisconsin Act 109, is repealed and recreated to read:

AB428, s. 4 - continued



Pg6Ln1
Pg6Ln2
Pg6Ln3
Pg6Ln4
Pg6Ln5

8.30 (2) If no registration statement has been filed by or on behalf of a candidate for state or local office in accordance with s. 11.05 (2g) or (2r) by the applicable deadline for filing nomination papers by such candidate, or the deadline for filing a declaration of candidacy for an office for which nomination papers are not filed, the name of the candidate may not appear on the ballot. This subsection may not be

Pg6Ln6 construed to exempt a candidate from applicable penalties if he or she files a
Pg6Ln7 registration statement later than the time prescribed in ss. 11.01 (1) and 11.05 (2g).

AB428, s. 5



Pg6Ln8 **Section 5.** 8.35 (4) (a) 1. a. and b. of the statutes, as affected by 2001 Wisconsin
Pg6Ln9 Act 109, are repealed and recreated to read:

AB428, s. 5 - continued



Pg6Ln10 8.35 (4) (a) 1. a. Donated to the former candidate's local or state political party
Pg6Ln11 if the former candidate was a partisan candidate or donated to the charitable
Pg6Ln12 organization of the former candidate's choice or the charitable organization chosen
Pg6Ln13 by the former candidate's next of kin if the former candidate is deceased, or if no
Pg6Ln14 choice is made returned to the donors on a proportional basis; or

AB428, s. 5 - continued



Pg6Ln15 b. If the former candidate was a nonpartisan candidate, donated to the
Pg6Ln16 charitable organization of the former candidate's choice or the charitable
Pg6Ln17 organization chosen by the former candidate's next of kin if the former candidate is
Pg6Ln18 deceased; or

AB428, s. 6



Pg6Ln19 **Section 6.** 8.35 (4) (c) and (d) of the statutes, as affected by 2001 Wisconsin Act
Pg6Ln20 109, are repealed and recreated to read:

AB428, s. 6 - continued



Pg6Ln21 8.35 (4) (c) The transfer shall be reported to the appropriate filing officer in a
Pg6Ln22 special report submitted by the former candidate's campaign treasurer. If the former
Pg6Ln23 candidate is deceased and was serving as his or her own campaign treasurer, the
Pg6Ln24 former candidate's petitioner or personal representative shall file the report and
Pg6Ln25 make the transfer required by par. (b), if any. The report shall include a complete
Pg7Ln1 statement of all contributions, disbursements and incurred obligations pursuant to
Pg7Ln2 s. 11.06 (1) covering the period from the day after the last date covered on the former
Pg7Ln3 candidate's most recent report to the date of disposition.

AB428, s. 6 - continued



Pg7Ln4 (d) The newly appointed candidate shall file his or her report at the next
Pg7Ln5 appropriate interval under s. 11.20 (2) or (4) after his or her appointment. The
Pg7Ln6 appointed candidate shall include any transferred funds in his or her first report.

AB428, s. 7



Pg7Ln7 **Section 7.** 11.001 (2m) of the statutes, as created by 2001 Wisconsin Act 109,
Pg7Ln8 is repealed.

AB428, s. 8



Pg7Ln9 **Section 8.** 11.01 (4m) of the statutes, as created by 2001 Wisconsin Act 109,
Pg7Ln10 is repealed.

AB428, s. 9



Pg7Ln11

Section 9. 11.01 (12s) of the statutes is created to read:

AB428, s. 9 - continued



Pg7Ln12

Pg7Ln13

Pg7Ln14

11.01 (12s) "Legislative campaign committee" means a committee which does not file an oath under s. 11.06 (7) organized in either house of the legislature to support candidates of a political party for legislative office.

AB428, s. 10



Pg7Ln15

Pg7Ln16

Section 10. 11.01 (12w), (13) and (14) of the statutes, as created by 2001 Wisconsin Act 109, are repealed.

AB428, s. 11



Pg7Ln17

Pg7Ln18

Section 11. 11.01 (16) (a) 3. of the statutes, as created by 2001 Wisconsin Act 109, is repealed.

AB428, s. 12



Pg7Ln19

Pg7Ln20

Section 12. 11.05 (1) of the statutes, as affected by 2001 Wisconsin Act 109, is repealed and recreated to read:

AB428, s. 12 - continued



Pg7Ln21

Pg7Ln22

Pg7Ln23

Pg7Ln24

Pg7Ln25

Pg8Ln1

Pg8Ln2

Pg8Ln3

11.05 (1) **Committees and groups.** Except as provided in s. 9.10 (2) (d), every committee other than a personal campaign committee, and every political group subject to registration under s. 11.23 which makes or accepts contributions, incurs obligations or makes disbursements in a calendar year in an aggregate amount in excess of \$25 shall file a statement with the appropriate filing officer giving the information required by sub. (3). In the case of any committee other than a personal campaign committee, the statement shall be filed by the treasurer. A personal campaign committee shall register under sub. (2g) or (2r).

AB428, s. 13



Pg8Ln4

Pg8Ln5

Section 13. 11.05 (2) of the statutes, as affected by 2001 Wisconsin Act 109, is repealed and recreated to read:

AB428, s. 13 - continued



Pg8Ln6

Pg8Ln7

Pg8Ln8

Pg8Ln9

Pg8Ln10

Pg8Ln11

Pg8Ln12

11.05 (2) **Individuals.** Except as provided in s. 9.10 (2) (d), every individual, other than a candidate or agent of a candidate, who accepts contributions, incurs obligations, or makes disbursements in a calendar year in an aggregate amount in excess of \$25 shall file a statement with the appropriate filing officer giving the information required by sub. (3). An individual who guarantees a loan on which an individual, committee or group subject to a registration requirement defaults is not subject to registration under this subsection solely as a result of such default.


AB428, s. 14




Pg8Ln13

Pg8Ln14


Section 14. 11.05 (2r) of the statutes, as affected by 2001 Wisconsin Act 109, is repealed and recreated to read:

AB428, s. 14 - continued 


Pg8Ln15 **11.05 (2r) General reporting exemptions.** Any person, committee or group,
Pg8Ln16 other than a committee or individual required to file an oath under s. 11.06 (7), who
Pg8Ln17 or which does not anticipate accepting contributions, making disbursements or
Pg8Ln18 incurring obligations in an aggregate amount in excess of \$1,000 in a calendar year
Pg8Ln19 and does not anticipate accepting any contribution or contributions from a single
Pg8Ln20 source, other than contributions made by a candidate to his or her own campaign,
Pg8Ln21 exceeding \$100 in that year may indicate on its registration statement that the
Pg8Ln22 person, committee or group will not accept contributions, incur obligations or make
Pg8Ln23 disbursements in the aggregate in excess of \$1,000 in any calendar year and will not
Pg8Ln24 accept any contribution or contributions from a single source, other than
Pg8Ln25 contributions made by a candidate to his or her own campaign, exceeding \$100 in
Pg9Ln1 such year. Any registrant making such an indication is not subject to any filing
Pg9Ln2 requirement if the statement is true. The registrant need not file a termination
Pg9Ln3 report. A registrant not making such an indication on a registration statement is
Pg9Ln4 subject to a filing requirement. The indication may be revoked and the registrant
Pg9Ln5 is then subject to a filing requirement as of the date of revocation, or the date that
Pg9Ln6 aggregate contributions, disbursements or obligations for the calendar year exceed
Pg9Ln7 \$1,000, or the date on which the registrant accepts any contribution or contributions
Pg9Ln8 exceeding \$100 from a single source, other than contributions made by a candidate
Pg9Ln9 to his or her own campaign, during that year, whichever is earlier. If the revocation
Pg9Ln10 is not timely, the registrant violates s. 11.27 (1).

AB428, s. 15 


Pg9Ln11 **Section 15.** 11.05 (3) (c) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg9Ln12 is repealed and recreated to read:

AB428, s. 15 - continued 


Pg9Ln13 11.05 (3) (c) In the case of a committee, a statement as to whether the
Pg9Ln14 committee is a personal campaign committee, a political party committee, a
Pg9Ln15 legislative campaign committee, a support committee or a special interest
Pg9Ln16 committee.

AB428, s. 16 

Pg9Ln17 **Section 16.** 11.05 (3) (m) of the statutes, as created by 2001 Wisconsin Act 109,
Pg9Ln18 is repealed.

AB428, s. 17 

Pg9Ln19 **Section 17.** 11.05 (3) (o) of the statutes is created to read:

AB428, s. 17 - continued 

Pg9Ln20 11.05 (3) (o) In the case of a legislative campaign committee, a statement signed
Pg9Ln21 by the leader of the party in the house for which the committee is established
Pg9Ln22 attesting to the fact that the committee is the only authorized legislative campaign
Pg9Ln23 committee for that party in that house.

AB428, s. 18 

Pg9Ln24 **Section 18.** 11.05 (3) (r) of the statutes, as created by 2001 Wisconsin Act 109,
Pg9Ln25 is repealed.

AB428, s. 19



Pg10Ln1 **Section 19.** 11.05 (5) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg10Ln2 is repealed and recreated to read:

AB428, s. 19 - continued



Pg10Ln3 11.05 (5) **Change of information.** Any change in information previously
Pg10Ln4 submitted in a statement of registration shall be reported by the registrant to the
Pg10Ln5 appropriate filing officer within 10 days following the change. This period does not
Pg10Ln6 apply in case of change of an indication made under sub. (2r), which shall be reported
Pg10Ln7 no later than the date that a registrant is subject to a filing requirement under sub.
Pg10Ln8 (2r). Any such change may be reported only by the individual or by the officer who
Pg10Ln9 has succeeded to the position of an individual who signed the original statement; but
Pg10Ln10 in the case of a personal campaign committee, a candidate or campaign treasurer
Pg10Ln11 may report a change in the statement except as provided in s. 11.10 (2), and in the
Pg10Ln12 case of any other committee or group, the chief executive officer or treasurer
Pg10Ln13 indicated on the statement may report a change. If a preexisting support committee
Pg10Ln14 is adopted by a candidate as his or her personal campaign committee, the candidate
Pg10Ln15 shall file an amendment to the committee's statement under this subsection
Pg10Ln16 indicating that all information contained in the statement is true, correct and
Pg10Ln17 complete.

AB428, s. 20



Pg10Ln18 **Section 20.** 11.05 (9) (title) of the statutes, as affected by 2001 Wisconsin Act
Pg10Ln19 109, is repealed and recreated to read:

AB428, s. 20 - continued



Pg10Ln20 11.05 (9) (title) **Conduits.**

AB428, s. 21



Pg10Ln21 **Section 21.** 11.05 (9) (b) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg10Ln22 is repealed and recreated to read:

AB428, s. 21 - continued




Pg10Ln23 11.05 (9) (b) An individual who or a committee or group which receives a
Pg10Ln24 contribution of money and transfers the contribution to another individual,
Pg10Ln25 committee or group while acting as a conduit is not subject to registration under this
Pg11Ln1 section unless the individual, committee or group transfers the contribution to a
Pg11Ln2 candidate or a personal campaign, legislative campaign, political party or support
Pg11Ln3 committee.


AB428, s. 22




Pg11Ln4 **Section 22.** 11.05 (12) (b) of the statutes, as affected by 2001 Wisconsin Act
Pg11Ln5 109, is repealed and recreated to read:

AB428, s. 22 - continued 


Pg11Ln6 11.05 (12) (b) Except as authorized under sub. (13), a committee, group or
Pg11Ln7 individual other than a candidate or agent of a candidate shall comply with sub. (1)
Pg11Ln8 or (2) no later than the 5th business day commencing after receipt of the first
Pg11Ln9 contribution by such committee, group or individual, and before making any
Pg11Ln10 disbursement. No committee, group or individual, other than a candidate or agent
Pg11Ln11 of a candidate, may accept any contribution or contributions exceeding \$25 in the
Pg11Ln12 aggregate during a calendar year at any time when the committee, group or
Pg11Ln13 individual is not registered under this section except within the initial 5-day period
Pg11Ln14 authorized by this paragraph.

AB428, s. 23 


Pg11Ln15 **Section 23.** 11.05 (13) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg11Ln16 is repealed and recreated to read:

AB428, s. 23 - continued 

Pg11Ln17 11.05 (13) **Bank account and postal box; exemption.** An individual, committee
Pg11Ln18 or group does not violate this section by accepting a contribution and making a
Pg11Ln19 disbursement in the amount required to rent a postal box, or in the minimum amount
Pg11Ln20 required by a bank or trust company to open a checking account, prior to the time of
Pg11Ln21 registration, if the disbursement is properly reported on the first report submitted
Pg11Ln22 under s. 11.20 after the date that the individual, committee or group is registered,
Pg11Ln23 whenever a reporting requirement applies to the registrant.

AB428, s. 24 

Pg11Ln24 **Section 24.** 11.06 (1) (intro.) of the statutes, as affected by 2001 Wisconsin Act
Pg11Ln25 109, is repealed and recreated to read:

AB428, s. 24 - continued 


Pg12Ln1 11.06 (1) **Contents of report.** (intro.) Except as provided in subs. (2), (3) and
Pg12Ln2 (3m) and ss. 11.05 (2r) and 11.19 (2), each registrant under s. 11.05 shall make full
Pg12Ln3 reports, upon a form prescribed by the board and signed by the appropriate
Pg12Ln4 individual under sub. (5), of all contributions received, contributions or
Pg12Ln5 disbursements made, and obligations incurred. Each report shall contain the
Pg12Ln6 following information, covering the period since the last date covered on the previous
Pg12Ln7 report, unless otherwise provided:

AB428, s. 25 

Pg12Ln8 **Section 25.** 11.06 (1) (cm) and (dm) of the statutes, as created by 2001
Pg12Ln9 Wisconsin Act 109, are repealed.


AB428, s. 26 

Pg12Ln10 **Section 26.** 11.06 (1) (e) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg12Ln11 is repealed and recreated to read:


AB428, s. 26 - continued 

Pg12Ln12 11.06 (1) (e) An itemized statement of contributions over \$20 from a single


Pg12Ln13 source donated to a charitable organization or to the common school fund, with the
Pg12Ln14 full name and mailing address of the donee.

AB428, s. 27 


Pg12Ln15 **Section 27.** 11.06 (2) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg12Ln16 is repealed and recreated to read:

AB428, s. 27 - continued 

Pg12Ln17 **11.06 (2) Disclosure of certain indirect disbursements.** Notwithstanding
Pg12Ln18 sub. (1), if a disbursement is made or obligation incurred by an individual other than
Pg12Ln19 a candidate or by a committee or group which is not primarily organized for political
Pg12Ln20 purposes, and the disbursement does not constitute a contribution to any candidate
Pg12Ln21 or other individual, committee or group, the disbursement or obligation is required
Pg12Ln22 to be reported only if the purpose is to expressly advocate the election or defeat of a
Pg12Ln23 clearly identified candidate or the adoption or rejection of a referendum. The
Pg12Ln24 exemption provided by this subsection shall in no case be construed to apply to a
Pg12Ln25 political party, legislative campaign, personal campaign or support committee.

AB428, s. 28 


Pg13Ln1 **Section 28.** 11.06 (2m) (title) and (a) of the statutes, as affected by 2001
Pg13Ln2 Wisconsin Act 109, are repealed.

AB428, s. 29 

Pg13Ln3 **Section 29.** 11.06 (2m) (b) to (d) of the statutes, as created by 2001 Wisconsin
Pg13Ln4 Act 109, are repealed.

AB428, s. 30 

Pg13Ln5 **Section 30.** 11.06 (3) (b) (intro.) of the statutes, as affected by 2001 Wisconsin
Pg13Ln6 Act 109, is repealed and recreated to read:

AB428, s. 30 - continued 


Pg13Ln7 **11.06 (3) (b) (intro.)** Notwithstanding sub. (1), a nonresident registrant shall
Pg13Ln8 report on a form prescribed by the board the applicable information under sub. (1)
Pg13Ln9 concerning:

AB428, s. 31 


Pg13Ln10 **Section 31.** 11.06 (4) (b) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg13Ln11 is repealed and recreated to read:

AB428, s. 31 - continued 


Pg13Ln12 **11.06 (4) (b)** Unless it is returned or donated within 15 days of receipt, a
Pg13Ln13 contribution must be reported as received and accepted on the date received. This
Pg13Ln14 subsection applies notwithstanding the fact that the contribution is not deposited in
Pg13Ln15 the campaign depository account by the closing date for the reporting period as
Pg13Ln16 provided in s. 11.20 (8).

AB428, s. 32 


Pg13Ln17 **Section 32.** 11.06 (5) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg13Ln18 is repealed and recreated to read:

AB428, s. 32 - continued 


Pg13Ln19 11.06 (5) **Report must be complete.** A registered individual or treasurer of a
Pg13Ln20 group or committee shall make a good faith effort to obtain all required information.
Pg13Ln21 The first report shall commence no later than the date that the first contribution is
Pg13Ln22 received and accepted or the first disbursement is made. Each report shall be filed
Pg13Ln23 with the appropriate filing officer on the dates designated in s. 11.20. The individual
Pg13Ln24 or the treasurer of the group or committee shall certify to the correctness of each
Pg13Ln25 report. In the case of a candidate, the candidate or treasurer shall certify to the
Pg14Ln1 correctness of each report. If a treasurer is unavailable, any person designated as
Pg14Ln2 a custodian under s. 11.05 (3) (e) may certify to the correctness of a report.

AB428, s. 33 


Pg14Ln3 **Section 33.** 11.06 (7m) (a) of the statutes, as affected by 2001 Wisconsin Act
Pg14Ln4 109, is repealed and recreated to read:

AB428, s. 33 - continued 

Pg14Ln5 11.06 (7m) (a) If a committee which was registered under s. 11.05 as a political
Pg14Ln6 party committee or legislative campaign committee supporting candidates of a
Pg14Ln7 political party files an oath under sub. (7) affirming that it does not act in cooperation
Pg14Ln8 or consultation with any candidate who is nominated to appear on the party ballot
Pg14Ln9 of the party at a general or special election, that the committee does not act in concert
Pg14Ln10 with, or at the request or suggestion of, such a candidate, that the committee does
Pg14Ln11 not act in cooperation or consultation with such a candidate or agent or authorized
Pg14Ln12 committee of such a candidate who benefits from a disbursement made in opposition
Pg14Ln13 to another candidate, and that the committee does not act in concert with, or at the
Pg14Ln14 request or suggestion of, such a candidate or agent or authorized committee of such
Pg14Ln15 a candidate who benefits from a disbursement made in opposition to another
Pg14Ln16 candidate, the committee filing the oath may not make any contributions in support
Pg14Ln17 of any candidate of the party at the general or special election or in opposition to any
Pg14Ln18 such candidate's opponents exceeding the amounts specified in s. 11.26 (2), except as
Pg14Ln19 authorized in par. (c).

AB428, s. 34 


Pg14Ln20 **Section 34.** 11.06 (7m) (b) of the statutes, as affected by 2001 Wisconsin Act
Pg14Ln21 109, is repealed and recreated to read:

AB428, s. 34 - continued 


Pg14Ln22 11.06 (7m) (b) If the committee has already made contributions in excess of the
Pg14Ln23 amounts specified in s. 11.26 (2) at the time it files an oath under sub. (7), each
Pg14Ln24 candidate to whom contributions are made shall promptly return a sufficient amount
Pg15Ln1 of contributions to bring the committee in compliance with this subsection and the
Pg15Ln2 committee may not make any additional contributions in violation of this subsection.

AB428, s. 35 


Pg15Ln3 **Section 35.** 11.06 (7m) (c) of the statutes, as affected by 2001 Wisconsin Act
Pg15Ln4 109, is repealed and recreated to read:

AB428, s. 35 - continued 


Pg15Ln5 11.06 (7m) (c) A committee filing an oath under sub. (7) which desires to change
Pg15Ln6 its status to a political party committee or legislative campaign committee may do
Pg15Ln7 so as of December 31 of any even-numbered year. Section 11.26 does not apply to
Pg15Ln8 contributions received by such a committee prior to the date of the change. Such a
Pg15Ln9 committee may change its status at other times only by filing a termination
Pg15Ln10 statement under s. 11.19 (1) and reregistering as a newly organized committee under
Pg15Ln11 s. 11.05.

AB428, s. 36 


Pg15Ln12 **Section 36.** 11.06 (11) (bm) of the statutes, as created by 2001 Wisconsin Act
Pg15Ln13 109, is repealed.

AB428, s. 37 


Pg15Ln14 **Section 37.** 11.07 (1) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg15Ln15 is repealed and recreated to read:

AB428, s. 37 - continued 

Pg15Ln16 11.07 (1) Every nonresident committee or group making contributions and
Pg15Ln17 every nonresident individual, committee or group making disbursements exceeding
Pg15Ln18 \$25 cumulatively in a calendar year within this state shall file name, mailing and
Pg15Ln19 street address and the name and the mailing and street address of a designated
Pg15Ln20 agent within the state with the office of the secretary of state. An agent may be any
Pg15Ln21 adult individual who is a resident of this state. After any change in the name or
Pg15Ln22 address of such agent the new address or name of the successor agent shall be filed
Pg15Ln23 within 30 days. Service of process in any proceeding under this chapter or ch. 12, or
Pg15Ln24 service of any other notice or demand may be made upon such agent.

AB428, s. 38 

Pg16Ln1 **Section 38.** 11.07 (5) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg16Ln2 is repealed and recreated to read:

AB428, s. 38 - continued 

Pg16Ln3 11.07 (5) Any campaign treasurer or individual who knowingly receives a
Pg16Ln4 contribution made by an unregistered nonresident in violation of this section may
Pg16Ln5 not use or expend such contribution but shall immediately return it to the source or
Pg16Ln6 at the option of the campaign treasurer or individual, donate the contribution to a
Pg16Ln7 charitable organization or to the common school fund.

AB428, s. 39 

Pg16Ln8 **Section 39.** 11.09 (3) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg16Ln9 is repealed and recreated to read:

AB428, s. 39 - continued 

Pg16Ln10 11.09 (3) Each registrant whose filing officer is the board, who or which makes
Pg16Ln11 disbursements in connection with elections for offices which serve or referenda
Pg16Ln12 which affect only one county or portion thereof, except a candidate, personal
Pg16Ln13 campaign committee, political party committee or other committee making
Pg16Ln14 disbursements in support of or in opposition to a candidate for state senator,
Pg16Ln15 representative to the assembly, court of appeals judge or circuit judge, shall file a
Pg16Ln16 duplicate original of each financial report filed with the board with the county clerk
Pg16Ln17 or board of election commissioners of the county in which the elections in which the
Pg16Ln18 registrant participates are held. Such reports shall be filed no later than the dates
Pg16Ln19 specified under s. 11.20 (2) and (4) for the filing of each report with the board.

AB428, s. 40



Pg16Ln20 **Section 40.** 11.10 (1) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg16Ln21 is repealed and recreated to read:

AB428, s. 40 - continued



Pg16Ln22 11.10 (1) Each candidate in an election shall appoint one campaign treasurer.
Pg16Ln23 Except as provided in s. 11.14 (3), each candidate shall designate one campaign
Pg16Ln24 depository account within 5 business days after the candidate receives his or her first
Pg16Ln25 contribution and before the candidate makes or authorizes any disbursement in
Pg17Ln1 behalf of his or her candidacy. If a candidate adopts a preexisting support committee
Pg17Ln2 as his or her personal campaign committee, the candidate shall make such
Pg17Ln3 designation within 5 business days of adoption. The person designated as campaign
Pg17Ln4 treasurer shall be the treasurer of the candidate's personal campaign committee, if
Pg17Ln5 any. The candidate may appoint himself or herself or any other elector as campaign
Pg17Ln6 treasurer. A registration statement under s. 11.05 (2g) or (2r) must be filed jointly
Pg17Ln7 by every candidate and his or her campaign treasurer. The candidate does not
Pg17Ln8 qualify for ballot placement until this requirement is met. Except as authorized
Pg17Ln9 under s. 11.06 (5), the campaign treasurer or candidate shall certify as to the
Pg17Ln10 correctness of each report required to be filed, and the candidate bears the
Pg17Ln11 responsibility for the accuracy of each report for purposes of civil liability under this
Pg17Ln12 chapter, whether or not the candidate certifies it personally.

AB428, s. 41



Pg17Ln13 **Section 41.** 11.12 (2) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg17Ln14 is repealed and recreated to read:

AB428, s. 41 - continued




Pg17Ln15 11.12 (2) Any anonymous contribution exceeding \$10 received by a campaign
Pg17Ln16 or committee treasurer or by an individual under s. 11.06 (7) may not be used or
Pg17Ln17 expended. The contribution shall be donated to the common school fund or to any
Pg17Ln18 charitable organization at the option of the treasurer.


AB428, s. 42




Pg17Ln19 **Section 42.** 11.12 (4) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg17Ln20 is repealed and recreated to read:

AB428, s. 42 - continued 


Pg17Ln21 11.12 (4) Each registrant shall report contributions, disbursements and
Pg17Ln22 incurred obligations in accordance with s. 11.20. Except as permitted under s. 11.06
Pg17Ln23 (2), (3) and (3m), each report shall contain the information which is required under
Pg17Ln24 s. 11.06 (1).

AB428, s. 43 


Pg18Ln1 **Section 43.** 11.12 (5) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg18Ln2 is repealed and recreated to read:

AB428, s. 43 - continued 


Pg18Ln3 11.12 (5) If any contribution or contributions of \$500 or more cumulatively are
Pg18Ln4 received by a candidate for state office or by a committee or individual from a single
Pg18Ln5 contributor later than 15 days prior to a primary or election such that it is not
Pg18Ln6 included in the preprimary or preelection report submitted under s. 11.20 (3), the
Pg18Ln7 treasurer of the committee or the individual receiving the contribution shall within
Pg18Ln8 24 hours of receipt inform the appropriate filing officer of the information required
Pg18Ln9 under s. 11.06 (1) in such manner as the board may prescribe. The information shall
Pg18Ln10 also be included in the treasurer's or individual's next regular report. For purposes
Pg18Ln11 of the reporting requirement under this subsection, only contributions received
Pg18Ln12 during the period beginning with the day after the last date covered on the
Pg18Ln13 preprimary or preelection report, and ending with the day before the primary or
Pg18Ln14 election need be reported.

AB428, s. 44 


Pg18Ln15 **Section 44.** 11.12 (6) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg18Ln16 is repealed and recreated to read:

AB428, s. 44 - continued 


Pg18Ln17 11.12 (6) If any disbursement of more than \$20 cumulatively is made to
Pg18Ln18 advocate the election or defeat of a clearly identified candidate by an individual or
Pg18Ln19 committee later than 15 days prior to a primary or election in which the candidate's
Pg18Ln20 name appears on the ballot without cooperation or consultation with a candidate or
Pg18Ln21 agent or authorized committee of a candidate who is supported or opposed, and not
Pg18Ln22 in concert with or at the request or suggestion of such a candidate, agent or
Pg18Ln23 committee, the individual or treasurer of the committee shall, within 24 hours of
Pg18Ln24 making the disbursement, inform the appropriate filing officer of the information
Pg18Ln25 required under s. 11.06 (1) in such manner as the board may prescribe. The
Pg19Ln1 information shall also be included in the next regular report of the individual or
Pg19Ln2 committee under s. 11.20. For purposes of this subsection, disbursements cumulate
Pg19Ln3 beginning with the day after the last date covered on the preprimary or preelection
Pg19Ln4 report and ending with the day before the primary or election. Upon receipt of a
Pg19Ln5 report under this subsection, the filing officer shall, within 24 hours of receipt, mail
Pg19Ln6 a copy of the report to all candidates for any office in support of or opposition to one
Pg19Ln7 of whom a disbursement identified in the report is made.

AB428, s. 45 


Pg19Ln8 **Section 45.** 11.12 (8) and (9) of the statutes, as affected by 2001 Wisconsin Act
Pg19Ln9 109, are repealed.

AB428, s. 46 


Pg19Ln10 **Section 46.** 11.14 (3) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg19Ln11 is repealed and recreated to read:

AB428, s. 46 - continued 


Pg19Ln12 11.14 (3) Notwithstanding sub. (1), any candidate who serves as his or her own
Pg19Ln13 campaign treasurer and who is authorized to make and makes an indication on his
Pg19Ln14 or her registration statement under s. 11.05 (2r) that he or she will not accept
Pg19Ln15 contributions, make disbursements or incur obligations in an aggregate amount
Pg19Ln16 exceeding \$1,000 in a calendar year, and will not accept any contribution or
Pg19Ln17 contributions from a single source, other than contributions made by the candidate
Pg19Ln18 to his or her own campaign, exceeding \$100 in a calendar year, may designate a single
Pg19Ln19 personal account as his or her campaign depository account, and may intermingle
Pg19Ln20 personal and other funds with campaign funds. If a separate depository account is
Pg19Ln21 later established by the candidate, the candidate shall transfer all campaign funds
Pg19Ln22 in the personal account to the new depository account. Disbursements made from
Pg19Ln23 such personal account need not be identified in accordance with s. 11.16 (3).

AB428, s. 47 

Pg19Ln24 **Section 47.** 11.16 (2) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg19Ln25 is repealed and recreated to read:

AB428, s. 47 - continued 

Pg20Ln1 11.16 (2) **Limitation on cash contributions.** Every contribution of money
Pg20Ln2 exceeding \$50 shall be made by negotiable instrument or evidenced by an itemized
Pg20Ln3 credit card receipt bearing on the face the name of the remitter. No treasurer may
Pg20Ln4 accept a contribution made in violation of this subsection. The treasurer shall
Pg20Ln5 promptly return the contribution, or donate it to the common school fund or to a
Pg20Ln6 charitable organization in the event that the donor cannot be identified.

AB428, s. 48 

Pg20Ln7 **Section 48.** 11.16 (5) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg20Ln8 is repealed and recreated to read:

AB428, s. 48 - continued 

Pg20Ln9 11.16 (5) **Escrow agreements.** Any personal campaign committee, political
Pg20Ln10 party committee or legislative campaign committee may, pursuant to a written
Pg20Ln11 escrow agreement with more than one candidate, solicit contributions for and
Pg20Ln12 conduct a joint fund raising effort or program on behalf of more than one named
Pg20Ln13 candidate. The agreement shall specify the percentage of the proceeds to be
Pg20Ln14 distributed to each candidate by the committee conducting the effort or program.
Pg20Ln15 The committee shall include this information in all solicitations for the effort or
Pg20Ln16 program. All contributions received and disbursements made by the committee in
Pg20Ln17 connection with the effort or program shall be received and disbursed through a

Pg20Ln18 separate depository account under s. 11.14 (1) that is identified in the agreement.
Pg20Ln19 For purposes of s. 11.06 (1), the committee conducting the effort or program shall
Pg20Ln20 prepare a schedule in the form prescribed by the board supplying all required
Pg20Ln21 information under s. 11.06 (1) and items qualifying for exclusion under s. 11.31 (6)
Pg20Ln22 for the effort or program, and shall transmit a copy of the schedule to each candidate
Pg20Ln23 who receives any of the proceeds within the period prescribed in s. 11.06 (4) (c).

AB428, s. 49



Pg20Ln24 **Section 49.** 11.19 (title) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg20Ln25 is repealed and recreated to read:

AB428, s. 49 - continued



Pg21Ln1 11.19 (title) Dissolution of registrants; termination reports.

AB428, s. 50



Pg21Ln2 **Section 50.** 11.19 (1) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg21Ln3 is repealed and recreated to read:

AB428, s. 50 - continued



Pg21Ln4 11.19 (1) Whenever any registrant disbands or determines that obligations will
Pg21Ln5 no longer be incurred, and contributions will no longer be received nor disbursements
Pg21Ln6 made during a calendar year, and the registrant has no outstanding incurred
Pg21Ln7 obligations, the registrant shall file a termination report with the appropriate filing
Pg21Ln8 officer. Such report shall indicate a cash balance on hand of zero at the end of the
Pg21Ln9 reporting period and shall indicate the disposition of residual funds. Residual funds
Pg21Ln10 may be used for any political purpose not prohibited by law, returned to the donors
Pg21Ln11 in an amount not exceeding the original contribution, or donated to a charitable
Pg21Ln12 organization or the common school fund. The report shall be filed and certified as
Pg21Ln13 were previous reports, and shall contain the information required by s. 11.06 (1). A
Pg21Ln14 registrant to which s. 11.055 (1) applies shall pay the fee imposed under that
Pg21Ln15 subsection with a termination report filed under this subsection. If a termination
Pg21Ln16 report or suspension report under sub. (2) is not filed, the registrant shall continue
Pg21Ln17 to file periodic reports with the appropriate filing officer, no later than the dates
Pg21Ln18 specified in s. 11.20. This subsection does not apply to any registrant making an
Pg21Ln19 indication under s. 11.05 (2r).

AB428, s. 51



Pg21Ln20 **Section 51.** 11.20 (1) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg21Ln21 is repealed and recreated to read:

AB428, s. 51 - continued



Pg21Ln22 11.20 (1) All reports required by s. 11.06 which relate to activities which
Pg21Ln23 promote or oppose candidates for state office or statewide referenda and all reports
Pg21Ln24 under s. 11.08 shall be filed with the board. All reports required by s. 11.06 which
Pg21Ln25 relate to activities which promote or oppose candidates for local office or local
Pg22Ln1 referenda shall be filed with the appropriate filing officer under s. 11.02, except
Pg22Ln2 reports filed under s. 11.08.

AB428, s. 52



Pg22Ln3

Pg22Ln4

Section 52. 11.20 (2) of the statutes, as affected by 2001 Wisconsin Act 109, is repealed and recreated to read:

AB428, s. 52 - continued



Pg22Ln5

Pg22Ln6

Pg22Ln7

11.20 (2) Preprimary and preelection reports under s. 11.06 (1) shall be received by the appropriate filing officer no earlier than 14 days and no later than 8 days preceding the primary and the election.

AB428, s. 53



Pg22Ln8

Pg22Ln9

Section 53. 11.20 (2s) and (2t) of the statutes, as created by 2001 Wisconsin Act 109, are repealed.

AB428, s. 54



Pg22Ln10

Pg22Ln11

Section 54. 11.20 (3) (a) and (b) of the statutes, as affected by 2001 Wisconsin Act 109, are repealed and recreated to read:

AB428, s. 54 - continued



Pg22Ln12

Pg22Ln13

Pg22Ln14

Pg22Ln15

Pg22Ln16

Pg22Ln17

11.20 (3) (a) A candidate or personal campaign committee of a candidate at a primary shall file a preprimary and preelection report. If a candidate for a nonpartisan state office at an election is not required to participate in a primary, the candidate or personal campaign committee of the candidate shall file a preprimary report at the time prescribed in sub. (2) preceding the date specified in s. 5.02 (20) or (22) for the holding of the primary, were it to be required.

AB428, s. 54 - continued



Pg22Ln18

Pg22Ln19

(b) A candidate or personal campaign committee of a candidate at an election shall file a preelection report.

AB428, s. 55



Pg22Ln20

Pg22Ln21

Section 55. 11.20 (7) of the statutes, as affected by 2001 Wisconsin Act 109, is repealed and recreated to read:

AB428, s. 55 - continued



Pg22Ln22

Pg22Ln23

11.20 (7) In the event that any report is required to be filed under this section on a nonbusiness day, it may be filed on the next business day thereafter.

AB428, s. 56



Pg22Ln24

Pg22Ln25

Section 56. 11.20 (8) (intro.) of the statutes, as affected by 2001 Wisconsin Act 109, is repealed and recreated to read:

AB428, s. 56 - continued



Pg23Ln1


Pg23Ln2

11.20 (8) (intro.) Reports filed under subs. (2), (4), and (4m) shall include all contributions received and transactions made as of the end of:

AB428, s. 57



Pg23Ln3 **Section 57.** 11.20 (8) (a) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg23Ln4 is repealed and recreated to read:

AB428, s. 57 - continued 


Pg23Ln5 11.20 (8) (a) The 15th day preceding the primary or election in the case of the
Pg23Ln6 preprimary and preelection report.

AB428, s. 58 


Pg23Ln7 **Section 58.** 11.20 (8) (am) of the statutes, as created by 2001 Wisconsin Act
Pg23Ln8 109, is repealed.

AB428, s. 59 


Pg23Ln9 **Section 59.** 11.20 (9) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg23Ln10 is repealed and recreated to read:

AB428, s. 59 - continued 


Pg23Ln11 11.20 (9) Except as provided in ss. 11.05 (2r) and 11.19 (2), the duty to file
Pg23Ln12 reports under this section continues until a termination report is filed in accordance
Pg23Ln13 with s. 11.19.

AB428, s. 60 


Pg23Ln14 **Section 60.** 11.20 (10) (a) of the statutes, as affected by 2001 Wisconsin Act
Pg23Ln15 109, is repealed and recreated to read:

AB428, s. 60 - continued 


Pg23Ln16 11.20 (10) (a) Where a requirement is imposed under this section for the filing
Pg23Ln17 of a financial report which is to be received by the appropriate filing officer no later
Pg23Ln18 than a certain date, the requirement may be satisfied either by actual receipt of the
Pg23Ln19 report by the prescribed time for filing at the office of the filing officer, or by filing a
Pg23Ln20 report with the U.S. postal service by first class mail with sufficient prepaid postage,
Pg23Ln21 addressed to the appropriate filing officer, no later than the date provided by law for
Pg23Ln22 receipt of such report.

AB428, s. 61 


Pg23Ln23 **Section 61.** 11.20 (12) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg23Ln24 is repealed and recreated to read:

AB428, s. 61 - continued 


Pg24Ln1 11.20 (12) If a candidate is unopposed in a primary or election, the obligation
Pg24Ln2 to file the reports required by this chapter does not cease. Except as provided in ss.
Pg24Ln3 11.05 (2r) and 11.19 (2), a registrant who makes or receives no contributions, makes
Pg24Ln4 no disbursements or incurs no obligations shall so report on the dates designated in
Pg24Ln5 subs. (2) and (4).

AB428, s. 62 


Pg24Ln6 **Section 62.** 11.21 (2) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg24Ln7 is repealed and recreated to read:

AB428, s. 62 - continued 


Pg24Ln8 11.21 (2) Furnish to each registrant prescribed forms for the making of reports
Pg24Ln9 and statements. Forms shall be sent by 1st class mail not earlier than 21 days and
Pg24Ln10 not later than 14 days prior to the applicable filing deadline under s. 11.20, and
Pg24Ln11 addressed to the attention of the treasurer or other person indicated on the
Pg24Ln12 registration statement. Forms need not be sent to a registrant who has made an
Pg24Ln13 indication that aggregate contributions, disbursements and obligations will not
Pg24Ln14 exceed the amount specified under s. 11.05 (2r) or to a registrant who has been
Pg24Ln15 granted a suspension under s. 11.19 (2). Forms for reports shall not be sent by the
Pg24Ln16 board to a registrant if the registrant is required to file reports with the board in an
Pg24Ln17 electronic format. Whenever any notice of filing requirements under this chapter is
Pg24Ln18 sent to a candidate's campaign treasurer, the board shall also send a notice to the
Pg24Ln19 candidate if he or she has appointed a separate treasurer. Failure to receive any form
Pg24Ln20 or notice does not exempt a registrant from compliance with this chapter.

AB428, s. 63 


Pg24Ln21 **Section 63.** 11.21 (15) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg24Ln22 is repealed and recreated to read:

AB428, s. 63 - continued 

Pg24Ln23 11.21 (15) Inform each candidate who files an application to become eligible to
Pg24Ln24 receive a grant from the Wisconsin election campaign fund of the dollar amount of
Pg24Ln25 the applicable disbursement limitation under s. 11.31 which applies to the office for
Pg25Ln1 which such person is a candidate. Failure to receive the notice required by this
Pg25Ln2 subsection does not constitute a defense to a violation of s. 11.27 (1) or 11.31.

AB428, s. 64 

Pg25Ln3 **Section 64.** 11.21 (16) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg25Ln4 is repealed and recreated to read:

AB428, s. 64 - continued 

Pg25Ln5 11.21 (16) Require each registrant for whom the board serves as filing officer
Pg25Ln6 and who or which accepts contributions in a total amount or value of \$20,000 or more
Pg25Ln7 during a campaign period to file each campaign finance report that is required to be
Pg25Ln8 filed under this chapter in an electronic format, and accept from any other registrant
Pg25Ln9 for whom the board serves as a filing officer any campaign finance report that is
Pg25Ln10 required to be filed under this chapter in an electronic format. A registrant who or
Pg25Ln11 which becomes subject to a requirement to file reports in an electronic format under
Pg25Ln12 this subsection shall initially file the registrant's report in an electronic format for
Pg25Ln13 the period which includes the date on which the registrant becomes subject to the
Pg25Ln14 requirement. To facilitate implementation of this subsection, the board shall specify,
Pg25Ln15 by rule, a type of software that is suitable for compliance with the electronic filing
Pg25Ln16 requirement under this subsection. The board shall provide copies of the software
Pg25Ln17 to registrants at a price fixed by the board that may not exceed cost. Each registrant
Pg25Ln18 who or which files a report under this subsection in an electronic format shall also
Pg25Ln19 file a copy of the report with the board that is recorded on a medium specified by the

Pg25Ln20 board. The copy shall be signed by an authorized individual and filed with the board
Pg25Ln21 by each registrant no later than the time prescribed for filing of the report under this
Pg25Ln22 chapter. The board shall provide complete instructions to any registrant who or
Pg25Ln23 which files a report under this subsection. In this subsection, the "campaign period"
Pg25Ln24 of a candidate, personal campaign committee or support committee begins and ends
Pg25Ln25 with the "campaign" of the candidate whose candidacy is supported, as defined in s.
Pg26Ln1 11.26 (17), and the "campaign period" of any other registrant begins on January 1 of
Pg26Ln2 each odd-numbered year and ends on December 31 of the following year.

AB428, s. 65



Pg26Ln3 **Section 65.** 11.22 (3) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg26Ln4 is repealed and recreated to read:

AB428, s. 65 - continued



Pg26Ln5 11.22 (3) Furnish to each registrant prescribed forms for the making of reports
Pg26Ln6 and statements. Forms shall be sent by 1st class mail not earlier than 21 days and
Pg26Ln7 not later than 14 days prior to the applicable filing deadline under s. 11.20 and
Pg26Ln8 addressed to the attention of the treasurer or other person indicated on the
Pg26Ln9 registration statement. Forms need not be sent to a registrant who has made an
Pg26Ln10 indication that aggregate contributions, disbursements and obligations will not
Pg26Ln11 exceed the amount specified under s. 11.05 (2r) or to a registrant who has been
Pg26Ln12 granted a suspension under s. 11.19 (2). Whenever any notice of the filing
Pg26Ln13 requirements under this chapter is sent to a candidate's campaign treasurer, the
Pg26Ln14 filing officer shall also send a notice to the candidate if he or she has appointed a
Pg26Ln15 separate treasurer. Failure to receive any form or notice does not exempt a registrant
Pg26Ln16 from compliance with this chapter.

AB428, s. 66



Pg26Ln17 **Section 66.** 11.23 (1) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg26Ln18 is repealed and recreated to read:

AB428, s. 66 - continued



Pg26Ln19 11.23 (1) Any group or individual may promote or oppose a particular vote at
Pg26Ln20 any referendum in this state. Before making disbursements, receiving contributions
Pg26Ln21 or incurring obligations in excess of \$25 in the aggregate in a calendar year for such
Pg26Ln22 purposes, the group or individual shall file a registration statement under s. 11.05
Pg26Ln23 (1), (2) or (2r). In the case of a group the name and mailing address of each of its
Pg26Ln24 officers shall be given in the statement. Every group and every individual under this
Pg26Ln25 section shall designate a campaign depository account under s. 11.14. Every group
Pg27Ln1 shall appoint a treasurer, who may delegate authority but is jointly responsible for
Pg27Ln2 the actions of his or her authorized designee for purposes of civil liability under this
Pg27Ln3 chapter. The appropriate filing officer shall be notified by a group of any change in
Pg27Ln4 its treasurer within 10 days of the change under s. 11.05 (5). The treasurer of a group
Pg27Ln5 shall certify the correctness of each statement or report submitted by it under this
Pg27Ln6 chapter.


AB428, s. 67



Pg27Ln7 **Section 67.** 11.23 (2) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg27Ln8 is repealed and recreated to read:

AB428, s. 67 - continued 


Pg27Ln9 11.23 (2) Any anonymous contribution exceeding \$10 received by an individual
Pg27Ln10 or group treasurer may not be used or expended. The contribution shall be donated
Pg27Ln11 to the common school fund or to any charitable organization at the option of the
Pg27Ln12 treasurer.

AB428, s. 68 


Pg27Ln13 **Section 68.** 11.24 (1w) of the statutes, as created by 2001 Wisconsin Act 109,
Pg27Ln14 is repealed.

AB428, s. 69 


Pg27Ln15 **Section 69.** 11.24 (4) of the statutes, as created by 2001 Wisconsin Act 109, is
Pg27Ln16 repealed.

AB428, s. 70 


Pg27Ln17 **Section 70.** 11.24 (5) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg27Ln18 is renumbered 11.24 (2).

AB428, s. 71 


Pg27Ln19 **Section 71.** 11.26 (1) (intro.) of the statutes, as affected by 2001 Wisconsin Act
Pg27Ln20 109, is repealed and recreated to read:

AB428, s. 71 - continued 


Pg27Ln21 11.26 (1) (intro.) No individual may make any contribution or contributions to
Pg27Ln22 a candidate for election or nomination to any of the following offices and to any
Pg27Ln23 individual or committee under s. 11.06 (7) acting solely in support of such a candidate
Pg27Ln24 or solely in opposition to the candidate's opponent to the extent of more than a total
Pg27Ln25 of the amounts specified per candidate:

AB428, s. 72 

Pg28Ln1 **Section 72.** 11.26 (1m) and (1t) of the statutes, as created by 2001 Wisconsin
Pg28Ln2 Act 109, are repealed.

AB428, s. 73 

Pg28Ln3 **Section 73.** 11.26 (2) (intro.) of the statutes, as affected by 2001 Wisconsin Act
Pg28Ln4 109, is repealed and recreated to read:

AB428, s. 73 - continued 

Pg28Ln5 11.26 (2) (intro.) No committee other than a political party committee or
Pg28Ln6 legislative campaign committee may make any contribution or contributions to a
Pg28Ln7 candidate for election or nomination to any of the following offices and to any
Pg28Ln8 individual or committee under s. 11.06 (7) acting solely in support of such a candidate
Pg28Ln9 or solely in opposition to the candidate's opponent to the extent of more than a total
Pg28Ln10 of the amounts specified per candidate:

AB428, s. 74



Pg28Ln11

Pg28Ln12

Section 74. 11.26 (2) (a) of the statutes, as affected by 2001 Wisconsin Act 109, is repealed and recreated to read:

AB428, s. 74 - continued



Pg28Ln13

Pg28Ln14

Pg28Ln15

11.26 (2) (a) Candidates for governor, lieutenant governor, secretary of state, state treasurer, attorney general, state superintendent or justice, 4 percent of the value of the disbursement level specified in the schedule under s. 11.31 (1).

AB428, s. 75



Pg28Ln16

Pg28Ln17

Section 75. 11.26 (2) (ae), (am), (as) and (av) of the statutes, as created by 2001 Wisconsin Act 109, are repealed.

AB428, s. 76



Pg28Ln18

Pg28Ln19

Section 76. 11.26 (2m) of the statutes, as created by 2001 Wisconsin Act 109, is repealed.

AB428, s. 77



Pg28Ln20

Pg28Ln21

Section 77. 11.26 (2t) of the statutes, as created by 2001 Wisconsin Act 109, is repealed.

AB428, s. 78



Pg28Ln22

Pg28Ln23

Section 78. 11.26 (3) of the statutes, as affected by 2001 Wisconsin Act 109, is repealed and recreated to read:

AB428, s. 78 - continued



Pg28Ln24

Pg28Ln25

Pg29Ln1

Pg29Ln2

Pg29Ln3

11.26 (3) The contribution limitations of subs. (1) and (2) apply cumulatively to the entire primary and election campaign in which a candidate participates, whether or not there is a contested primary election. The total limitation may be apportioned in any manner desired between the primary and election. All moneys cumulate regardless of the time of contribution.

AB428, s. 79



Pg29Ln4

Pg29Ln5

Section 79. 11.26 (4) of the statutes, as affected by 2001 Wisconsin Act 109, is repealed and recreated to read:

AB428, s. 79 - continued



Pg29Ln6

Pg29Ln7

Pg29Ln8

Pg29Ln9

Pg29Ln10

11.26 (4) No individual may make any contribution or contributions to all candidates for state and local offices and to any individuals who or committees which are subject to a registration requirement under s. 11.05, including legislative campaign committees and committees of a political party, to the extent of more than a total of \$10,000 in any calendar year.


AB428, s. 80




Pg29Ln11

Pg29Ln12


Section 80. 11.26 (5) of the statutes, as affected by 2001 Wisconsin Act 109, is repealed and recreated to read:

AB428, s. 80 - continued 


Pg29Ln13 11.26 (5) The contribution limits provided in subs. (1) and (4) do not apply to
Pg29Ln14 a candidate who makes any contribution or contributions to his or her own campaign
Pg29Ln15 for office from the candidate's personal funds or property or the personal funds or
Pg29Ln16 property which are owned jointly or as marital property with the candidate's spouse,
Pg29Ln17 with respect to any contribution or contributions made to that candidate's campaign
Pg29Ln18 only. A candidate's personal contributions shall be deposited in his or her campaign
Pg29Ln19 depository account and reported in the normal manner.

AB428, s. 81 


Pg29Ln20 **Section 81.** 11.26 (6) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg29Ln21 is repealed and recreated to read:

AB428, s. 81 - continued 


Pg29Ln22 11.26 (6) When a candidate adopts a preexisting support committee as his or
Pg29Ln23 her personal campaign committee, the support committee is deemed to have been the
Pg29Ln24 same committee as the candidate's personal campaign committee for purposes of the
Pg29Ln25 application of subs. (1), (2) and (9). The limitations prescribed in subs. (2) and (9) do
Pg30Ln1 not apply to the transfer of contributions which is made at the time of such adoption,
Pg30Ln2 but do apply to the contributions which have been made by any other committee to
Pg30Ln3 the support committee at the time of adoption.

AB428, s. 82 


Pg30Ln4 **Section 82.** 11.26 (8) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg30Ln5 is repealed and recreated to read:

AB428, s. 82 - continued 

Pg30Ln6 11.26 (8) (a) No political party as defined in s. 5.02 (13) may receive more than
Pg30Ln7 a total of \$150,000 in value of its contributions in any biennium from all other
Pg30Ln8 committees, excluding contributions from legislative campaign committees and
Pg30Ln9 transfers between party committees of the party. In this paragraph, a biennium
Pg30Ln10 commences with January 1 of each odd-numbered year and ends with December 31
Pg30Ln11 of each even-numbered year.

AB428, s. 82 - continued 

Pg30Ln12 (b) No such political party may receive more than a total of \$6,000 in value of
Pg30Ln13 its contributions in any calendar year from any specific committee or its subunits or
Pg30Ln14 affiliates, excluding legislative campaign and political party committees.


AB428, s. 82 - continued 

Pg30Ln15 (c) No committee, other than a political party or legislative campaign
Pg30Ln16 committee, may make any contribution or contributions, directly or indirectly, to a
Pg30Ln17 political party under s. 5.02 (13) in a calendar year exceeding a total value of \$6,000.


AB428, s. 83 

Pg30Ln18 **Section 83.** 11.26 (8n) and (8r) of the statutes, as created by 2001 Wisconsin


Pg30Ln19 Act 109, are repealed.

AB428, s. 84 


Pg30Ln20 **Section 84.** 11.26 (9) (a) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg30Ln21 is repealed and recreated to read:

AB428, s. 84 - continued 


Pg30Ln22 11.26 (9) (a) No individual who is a candidate for state or local office may receive
Pg30Ln23 and accept more than 65 percent of the value of the total disbursement level
Pg30Ln24 determined under s. 11.31 for the office for which he or she is a candidate during any
Pg31Ln1 primary and election campaign combined from all committees subject to a filing
Pg31Ln2 requirement, including political party and legislative campaign committees.

AB428, s. 85 


Pg31Ln3 **Section 85.** 11.26 (9) (am) of the statutes, as created by 2001 Wisconsin Act
Pg31Ln4 109, is repealed.

AB428, s. 86 


Pg31Ln5 **Section 86.** 11.26 (9) (b) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg31Ln6 is repealed and recreated to read:

AB428, s. 86 - continued 


Pg31Ln7 11.26 (9) (b) No individual who is a candidate for state or local office may receive
Pg31Ln8 and accept more than 45 percent of the value of the total disbursement level
Pg31Ln9 determined under s. 11.31 for the office for which he or she is a candidate during any
Pg31Ln10 primary and election campaign combined from all committees other than political
Pg31Ln11 party and legislative campaign committees subject to a filing requirement.

AB428, s. 87 

Pg31Ln12 **Section 87.** 11.26 (9m) of the statutes, as created by 2001 Wisconsin Act 109,
Pg31Ln13 is repealed.

AB428, s. 88 

Pg31Ln14 **Section 88.** 11.26 (10) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg31Ln15 is repealed and recreated to read:

AB428, s. 88 - continued 

Pg31Ln16 11.26 (10) No candidate for state office who files a sworn statement and
Pg31Ln17 application to receive a grant from the Wisconsin election campaign fund may make
Pg31Ln18 contributions of more than 200 percent of the amounts specified in sub. (1) to the
Pg31Ln19 candidate's own campaign from the candidate's personal funds or property or the
Pg31Ln20 personal funds or property which are owned jointly or as marital property with the
Pg31Ln21 candidate's spouse, unless the board determines that the candidate is not eligible to
Pg31Ln22 receive a grant, the candidate withdraws his or her application under s. 11.50 (2) (h),
Pg31Ln23 or s. 11.50 (2) (i) applies. For purposes of this subsection, any contribution received
Pg31Ln24 by a candidate or his or her personal campaign committee from a committee which
Pg31Ln25 is registered with the federal elections commission as the authorized committee of

Pg32Ln1 the candidate under 2 USC 432 (e) shall be treated as a contribution made by the
Pg32Ln2 candidate to his or her own campaign. The contribution limit of sub. (4) applies to
Pg32Ln3 amounts contributed by such a candidate personally to the candidate's own
Pg32Ln4 campaign and to other campaigns, except that a candidate may exceed the limitation
Pg32Ln5 if authorized under this subsection to contribute more than the amount specified to
Pg32Ln6 the candidate's own campaign, up to the amount of the limitation.

AB428, s. 89



Pg32Ln7 **Section 89.** 11.26 (10a) of the statutes, as created by 2001 Wisconsin Act 109,
Pg32Ln8 is repealed.

AB428, s. 90



Pg32Ln9 **Section 90.** 11.26 (15) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg32Ln10 is repealed and recreated to read:

AB428, s. 90 - continued



Pg32Ln11 11.26 (15) The fact that 2 or more committees, other than personal campaign
Pg32Ln12 committees, utilize common policies and practices concerning the endorsement of
Pg32Ln13 candidates or agree to make contributions only to such endorsed candidates does not
Pg32Ln14 affect the right of each committee independently to make contributions up to the
Pg32Ln15 amount specified under sub. (2).

AB428, s. 91



Pg32Ln16 **Section 91.** 11.26 (17) (a) of the statutes, as affected by 2001 Wisconsin Act
Pg32Ln17 109, is repealed and recreated to read:

AB428, s. 91 - continued



Pg32Ln18 11.26 (17) (a) For purposes of application of the limitations imposed in subs.
Pg32Ln19 (1), (2), (9) and (10), the "campaign" of a candidate begins and ends at the times
Pg32Ln20 specified in this subsection.

AB428, s. 92



Pg32Ln21 **Section 92.** 11.265 of the statutes is created to read:

AB428, s. 92 - continued



Pg32Ln22 11.265 Legislative campaign committees. (1) No more than one legislative
Pg32Ln23 campaign committee may be established by the members of one political party in
Pg32Ln24 each house of the legislature.

AB428, s. 92 - continued



Pg33Ln1 (2) A legislative campaign committee may accept no contributions and make
Pg33Ln2 no contributions or disbursements exceeding the amounts authorized for a political
Pg33Ln3 party under this chapter.


AB428, s. 92 - continued



Pg33Ln4 (3) Amounts contributed by a legislative campaign committee to a political
Pg33Ln5 party are not subject to limitation by this chapter.

AB428, s. 93 


Pg33Ln6 **Section 93.** 11.31 (1) (intro.) of the statutes, as affected by 2001 Wisconsin Act
Pg33Ln7 109, is repealed and recreated to read:

AB428, s. 93 - continued 


Pg33Ln8 11.31 (1) **Schedule.** (intro.) The following levels of disbursements are
Pg33Ln9 established with reference to the candidates listed below. Except as provided in sub.
Pg33Ln10 (2), such levels do not operate to restrict the total amount of disbursements which
Pg33Ln11 are made or authorized to be made by any candidate in any primary or other election.

AB428, s. 94 


Pg33Ln12 **Section 94.** 11.31 (1) (a) to (d) of the statutes, as affected by 2001 Wisconsin
Pg33Ln13 Act 109, are repealed and recreated to read:

AB428, s. 94 - continued 

Pg33Ln14 11.31 (1) (a) Candidates for governor, \$1,078,200.

AB428, s. 94 - continued 

Pg33Ln15 (b) Candidates for lieutenant governor, \$323,475.

AB428, s. 94 - continued 

Pg33Ln16 (c) Candidates for attorney general, \$539,000.

AB428, s. 94 - continued 


Pg33Ln17 (d) Candidates for secretary of state, state treasurer, justice or state
Pg33Ln18 superintendent, \$215,625.

AB428, s. 95 

Pg33Ln19 **Section 95.** 11.31 (1) (de) of the statutes, as created by 2001 Wisconsin Act 109,
Pg33Ln20 is repealed.

AB428, s. 96 


Pg33Ln21 **Section 96.** 11.31 (1) (e) and (f) of the statutes, as affected by 2001 Wisconsin
Pg33Ln22 Act 109, are repealed and recreated to read:

AB428, s. 96 - continued 


Pg33Ln23 11.31 (1) (e) Candidates for state senator, \$34,500 total in the primary and
Pg33Ln24 election, with disbursements not exceeding \$21,575 for either the primary or the
Pg33Ln25 election.

AB428, s. 96 - continued 


Pg34Ln1 (f) Candidates for representative to the assembly, \$17,250 total in the primary
Pg34Ln2 and election, with disbursements not exceeding \$10,775 for either the primary or the
Pg34Ln3 election.

AB428, s. 97 


Pg34Ln4 **Section 97.** 11.31 (2) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg34Ln5 is repealed and recreated to read:

AB428, s. 97 - continued 


Pg34Ln6 11.31 (2) **Limitation imposed.** No candidate for state office at a spring or general
Pg34Ln7 election who files a sworn statement and application to receive a grant from the
Pg34Ln8 Wisconsin election campaign fund may make or authorize total disbursements from
Pg34Ln9 the campaign treasury in any campaign to the extent of more than the amount
Pg34Ln10 prescribed in sub. (1), unless the board determines that the candidate is not eligible
Pg34Ln11 to receive a grant, the candidate withdraws his or her application under s. 11.50 (2)
Pg34Ln12 (h), or s. 11.50 (2) (i) applies. No candidate for state office at a special election who
Pg34Ln13 files a sworn statement and application to receive a grant from the Wisconsin election
Pg34Ln14 campaign fund may make or authorize total disbursements from the campaign
Pg34Ln15 treasury in any campaign to the extent of more than the amount prescribed under
Pg34Ln16 sub. (1) for the preceding spring or general election for the same office, unless the
Pg34Ln17 board determines that the candidate is not eligible to receive a grant, the candidate
Pg34Ln18 withdraws his or her application under s. 11.50 (2) (h), or s. 11.50 (2) (i) applies.

AB428, s. 98 


Pg34Ln19 **Section 98.** 11.31 (2m) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg34Ln20 is repealed and recreated to read:

AB428, s. 98 - continued 


Pg34Ln21 11.31 (2m) **Voluntary limitation.** Any candidate to whom sub. (2) and s. 11.26
Pg34Ln22 (10) do not apply may file an affidavit with his or her filing officer affirming that he
Pg34Ln23 or she has adhered and will adhere to the limitations imposed under sub. (2) and s.
Pg34Ln24 11.26 during the entire campaign. These limitations apply unless the candidate
Pg34Ln25 withdraws the affidavit by notifying his or her filing officer in writing no later than
Pg35Ln1 the 7th day after the date of the primary in which the person filing the affidavit is
Pg35Ln2 a candidate, or the 7th day after the date that the primary would be held, if no
Pg35Ln3 primary is required.

AB428, s. 99 

Pg35Ln4 **Section 99.** 11.31 (3) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg35Ln5 is repealed and recreated to read:

AB428, s. 99 - continued 

Pg35Ln6 11.31 (3) **Gubernatorial campaigns.** For purposes of compliance with the
Pg35Ln7 limitations imposed under sub. (2), candidates for governor and lieutenant governor
Pg35Ln8 of the same political party who both accept grants from the Wisconsin election
Pg35Ln9 campaign fund may agree to combine disbursement levels under sub. (1) (a) and (b)
Pg35Ln10 and reallocate the total level between them. The candidates shall each inform the
Pg35Ln11 board of any such agreement.

AB428, s. 100 

Pg35Ln12 **Section 100.** 11.31 (3p) of the statutes, as created by 2001 Wisconsin Act 109,
Pg35Ln13 is repealed.

AB428, s. 101



Pg35Ln14
Pg35Ln15

Section 101. 11.31 (9) of the statutes, as created by 2001 Wisconsin Act 109, is repealed.

AB428, s. 102



Pg35Ln16
Pg35Ln17

Section 102. 11.38 (1) (a) 2. of the statutes, as affected by 2001 Wisconsin Act 109, is repealed and recreated to read:

AB428, s. 102 - continued



Pg35Ln18
Pg35Ln19
Pg35Ln20
Pg35Ln21
Pg35Ln22
Pg35Ln23
Pg35Ln24
Pg35Ln25
Pg36Ln1
Pg36Ln2
Pg36Ln3
Pg36Ln4
Pg36Ln5
Pg36Ln6
Pg36Ln7

11.38 (1) (a) 2. Notwithstanding subd. 1., any such corporation or association may establish and administer a separate segregated fund and solicit contributions from individuals to the fund to be utilized by such corporation or association, for the purpose of supporting or opposing any candidate for state or local office but the corporation or association may not make any contribution to the fund. The fund shall appoint a treasurer and shall register as a political committee under s. 11.05. A parent corporation or association engaging solely in this activity is not subject to registration under s. 11.05, but shall register and file special reports on forms prescribed by the board disclosing its administrative and solicitation expenses on behalf of such fund. A corporation not domiciled in this state need report only its expenses for administration and solicitation of contributions in this state together with a statement indicating where information concerning other administration and solicitation expenses of its fund may be obtained. The reports shall be filed with the filing officer for the fund specified in s. 11.02 in the manner in which continuing reports are filed under s. 11.20 (4) and (8).

AB428, s. 103



Pg36Ln8
Pg36Ln9

Section 103. 11.38 (6) of the statutes, as affected by 2001 Wisconsin Act 109, is repealed and recreated to read:

AB428, s. 103 - continued



Pg36Ln10
Pg36Ln11
Pg36Ln12

11.38 (6) Any individual or campaign treasurer who receives funds in violation of this section shall promptly return such funds to the contributor or donate the funds to the common school fund or a charitable organization, at the treasurer's option.

AB428, s. 104



Pg36Ln13
Pg36Ln14

Section 104. 11.38 (8) (b) of the statutes, as affected by 2001 Wisconsin Act 109, is repealed and recreated to read:


AB428, s. 104 - continued




Pg36Ln15
Pg36Ln16
Pg36Ln17
Pg36Ln18
Pg36Ln19
Pg36Ln20
Pg36Ln21

11.38 (8) (b) Except as authorized in s. 11.05 (12) (b) and (13), prior to making any disbursement on behalf of a political group which is promoting or opposing a particular vote at a referendum and prior to accepting any contribution or making any disbursement to promote or oppose a particular vote at a referendum, a corporation or association organized under ch. 185 shall register with the appropriate filing officer specified in s. 11.02 and appoint a treasurer. The registration form of the corporation or association under s. 11.05 shall designate an


Pg36Ln22 account separate from all other corporation or association accounts as a campaign
Pg36Ln23 depository account, through which all moneys received or expended for the adoption
Pg36Ln24 or rejection of the referendum shall pass. The corporation or association shall file
Pg36Ln25 periodic reports under s. 11.20 providing the information required under s. 11.06 (1).

AB428, s. 105 


Pg37Ln1 **Section 105.** 11.385 of the statutes, as created by 2001 Wisconsin Act 109, is
Pg37Ln2 repealed.

AB428, s. 106 


Pg37Ln3 **Section 106.** 11.50 (1) (a) 1. (intro.) of the statutes, as created by 2001
Pg37Ln4 Wisconsin Act 109, is repealed.

AB428, s. 107 


Pg37Ln5 **Section 107.** 11.50 (1) (a) 1. a. of the statutes, as affected by 2001 Wisconsin
Pg37Ln6 Act 109, is renumbered 11.50 (1) (a) 1.

AB428, s. 108 

Pg37Ln7 **Section 108.** 11.50 (1) (a) 1. b. of the statutes, as affected by 2001 Wisconsin
Pg37Ln8 Act 109, is repealed.

AB428, s. 109 

Pg37Ln9 **Section 109.** 11.50 (1) (a) 2. of the statutes, as affected by 2001 Wisconsin Act
Pg37Ln10 109, is repealed and recreated to read:

AB428, s. 109 - continued 

Pg37Ln11 11.50 (1) (a) 2. With respect to a special election, an individual who is certified
Pg37Ln12 under s. 8.50 (1) (d) as a candidate in a special election for state superintendent, or
Pg37Ln13 an individual who is certified under s. 8.50 (1) (d) as a candidate in a special election
Pg37Ln14 for any state office, except district attorney, on the ballot or column of a party whose
Pg37Ln15 candidate for the same office at the preceding general election received at least 6
Pg37Ln16 percent of the vote cast for all candidates on all ballots for the office, or an individual
Pg37Ln17 who has been lawfully appointed and certified to replace either such individual on
Pg37Ln18 the ballot at a special election, or an individual who receives at least 6 percent of the
Pg37Ln19 vote cast for all candidates on all ballots for any state office, except district attorney,
Pg37Ln20 at a partisan special election; and who qualifies for a grant under sub. (2). Where
Pg37Ln21 the boundaries of a district in which an individual seeks office have been changed
Pg37Ln22 since the preceding general election such that it is not possible to calculate the exact
Pg37Ln23 number of votes that are needed by that individual to qualify as an eligible candidate
Pg37Ln24 prior to an election under this subdivision, the number of votes cast for all candidates
Pg37Ln25 for the office at the preceding general election in each ward, combination of wards
Pg38Ln1 or municipality which is wholly contained within the boundaries of the newly formed
Pg38Ln2 district shall be calculated. If the candidate of the political party on whose ballot or
Pg38Ln3 column the individual appears in the newly formed district obtained at least 6
Pg38Ln4 percent of the number of votes calculated, the individual is deemed to qualify as an
Pg38Ln5 eligible candidate prior to the election under this subdivision.

AB428, s. 110



Pg38Ln6
Pg38Ln7

Section 110. 11.50 (1) (a) 2m. of the statutes, as created by 2001 Wisconsin Act 109, is repealed.

AB428, s. 111



Pg38Ln8
Pg38Ln9

Section 111. 11.50 (1) (am) of the statutes, as created by 2001 Wisconsin Act 109, is repealed.

AB428, s. 112



Pg38Ln10
Pg38Ln11

Section 112. 11.50 (1) (bm) and (cm) of the statutes, as created by 2001 Wisconsin Act 109, are repealed.

AB428, s. 113



Pg38Ln12
Pg38Ln13

Section 113. 11.50 (2) (a) of the statutes, as affected by 2001 Wisconsin Act 109, is repealed and recreated to read:

AB428, s. 113 - continued



Pg38Ln14
Pg38Ln15
Pg38Ln16
Pg38Ln17
Pg38Ln18
Pg38Ln19
Pg38Ln20
Pg38Ln21
Pg38Ln22
Pg38Ln23
Pg38Ln24
Pg38Ln25
Pg39Ln1
Pg39Ln2
Pg39Ln3

11.50 (2) (a) Any individual who desires to qualify as an eligible candidate may file an application with the board requesting approval to participate in the fund. The application shall be filed no later than the applicable deadline for filing nomination papers under s. 8.10 (2) (a), 8.15 (1), 8.20 (8) (a) or 8.50 (3) (a), no later than 4:30 p.m. on the 7th day after the primary or date on which the primary would be held if required in the case of write-in candidates, or no later than 4:30 p.m. on the 7th day after appointment in the case of candidates appointed to fill vacancies. The application shall contain a sworn statement that the candidate and his or her authorized agents have complied with the contribution limitations prescribed in s. 11.26 and the disbursement limitations prescribed under s. 11.31 at all times to which such limitations have applied to his or her candidacy and will continue to comply with the limitations at all times to which the limitations apply to his or her candidacy for the office in contest, unless the board determines that the candidate is not eligible to receive a grant, the candidate withdraws his or her application under par. (h), or par. (i) applies.

AB428, s. 114



Pg39Ln4
Pg39Ln5

Section 114. 11.50 (2) (b) 3. of the statutes, as affected by 2001 Wisconsin Act 109, is repealed and recreated to read:

AB428, s. 114 - continued



Pg39Ln6
Pg39Ln7

11.50 (2) (b) 3. The candidate has an opponent who is certified for placement on the election ballot as a candidate for the same office;

AB428, s. 115



Pg39Ln8
Pg39Ln9

Section 115. 11.50 (2) (b) 4. of the statutes, as affected by 2001 Wisconsin Act 109, is repealed and recreated to read:


AB428, s. 115 - continued




Pg39Ln10

11.50 (2) (b) 4. The financial reports filed by or on behalf of the candidate as


Pg39Ln11 of the date of the spring or September primary, or the date that the special primary
Pg39Ln12 is or would be held, if required, indicate that his or her statement filed with the
Pg39Ln13 application under par. (a) is true; and

AB428, s. 116 


Pg39Ln14 **Section 116.** 11.50 (2) (b) 5. of the statutes, as affected by 2001 Wisconsin Act
Pg39Ln15 109, is repealed and recreated to read:

AB428, s. 116 - continued 

Pg39Ln16 11.50 (2) (b) 5. The financial reports filed by or on behalf of the candidate as
Pg39Ln17 of the date of the spring or September primary, or the date that the special primary
Pg39Ln18 is or would be held, if required, indicate that the candidate has received at least the
Pg39Ln19 amount provided in this subdivision, from contributions of money, other than loans,
Pg39Ln20 made by individuals, which have been received during the period ending on the date
Pg39Ln21 of the spring primary and July 1 preceding such date in the case of candidates at the
Pg39Ln22 spring election, or the date of the September primary and January 1 preceding such
Pg39Ln23 date in the case of candidates at the general election, or the date that a special
Pg39Ln24 primary will or would be held, if required, and 90 days preceding such date or the
Pg39Ln25 date a special election is ordered, whichever is earlier, in the case of special election
Pg40Ln1 candidates, which contributions are in the aggregate amount of \$100 or less, and
Pg40Ln2 which are fully identified and itemized as to the exact source thereof. A contribution
Pg40Ln3 received from a conduit which is identified by the conduit as originating from an
Pg40Ln4 individual shall be considered a contribution made by the individual. Only the first
Pg40Ln5 \$100 of an aggregate contribution of more than \$100 may be counted toward the
Pg40Ln6 required percentage. For a candidate at the spring or general election for an office
Pg40Ln7 identified in s. 11.26 (1) (a) or a candidate at a special election, the required amount
Pg40Ln8 to qualify for a grant is 5 percent of the candidate's authorized disbursement
Pg40Ln9 limitation under s. 11.31. For any other candidate at the general election, the
Pg40Ln10 required amount to qualify for a grant is 10 percent of the candidate's authorized
Pg40Ln11 disbursement limitation under s. 11.31.

AB428, s. 117 

Pg40Ln12 **Section 117.** 11.50 (2) (b) 6. of the statutes, as created by 2001 Wisconsin Act
Pg40Ln13 109, is repealed.

AB428, s. 118 

Pg40Ln14 **Section 118.** 11.50 (2) (c) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg40Ln15 is repealed and recreated to read:

AB428, s. 118 - continued 

Pg40Ln16 11.50 (2) (c) If a candidate has not filed financial reports as of the date of the
Pg40Ln17 spring primary, September primary, special primary, or date that the special primary
Pg40Ln18 would be held, if required, which indicate that he or she has met the qualification
Pg40Ln19 under par. (b) 5., the candidate may file a special report with the board. Such report
Pg40Ln20 shall be filed not later than the 7th day after the primary, or 7th day after the date
Pg40Ln21 the primary would be held, if required, and shall include such supplementary
Pg40Ln22 information as to sources of contributions which may be necessary to complete the

Pg40Ln23 candidate's qualification. The special report shall cover the period from the day after
Pg40Ln24 the last date covered on the candidate's most recent report, or from the date on which
Pg40Ln25 the first contribution was received or the first disbursement was made, whichever
Pg41Ln1 is earlier, if the candidate has not previously filed a report, to the date of such report.
Pg41Ln2 All information included on the special report shall also be included in the
Pg41Ln3 candidate's next report under s. 11.20.

AB428, s. 119



Pg41Ln4 **Section 119.** 11.50 (2) (f) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg41Ln5 is repealed and recreated to read:

AB428, s. 119 - continued



Pg41Ln6 11.50 (2) (f) The board shall inform each candidate in writing of the approval
Pg41Ln7 or disapproval of the candidate's application, as promptly as possible after the date
Pg41Ln8 of the spring primary, September primary, special primary, or date that the primary
Pg41Ln9 would be held, if required. With respect to a candidate at a special election who
Pg41Ln10 applies for a postelection grant under sub. (1) (a) 2., the board shall inform the
Pg41Ln11 candidate in writing of the conditional approval or disapproval of the candidate's
Pg41Ln12 application at the same time.

AB428, s. 120



Pg41Ln13 **Section 120.** 11.50 (2) (g) of the statutes, as affected by 2001 Wisconsin Act
Pg41Ln14 109, is repealed and recreated to read:

AB428, s. 120 - continued



Pg41Ln15 11.50 (2) (g) A candidate who voluntarily files an application to receive a grant
Pg41Ln16 in accordance with this subsection accepts and agrees to comply with the
Pg41Ln17 contribution limitations prescribed in s. 11.26 and the disbursement limitations
Pg41Ln18 imposed under s. 11.31 as binding upon himself or herself and his or her agents
Pg41Ln19 during the campaign as defined in s. 11.31 (7), as a precondition to receipt of a grant
Pg41Ln20 under this section, unless the board determines that the candidate is not eligible to
Pg41Ln21 receive a grant, the candidate withdraws the application under par. (h), or par. (i)
Pg41Ln22 applies.

AB428, s. 121



Pg41Ln23 **Section 121.** 11.50 (2) (h) of the statutes, as affected by 2001 Wisconsin Act
Pg41Ln24 109, is repealed and recreated to read:

AB428, s. 121 - continued



Pg42Ln1 11.50 (2) (h) An eligible candidate who files an application under par. (a) may
Pg42Ln2 file a written withdrawal of the application. A withdrawal of an application may be
Pg42Ln3 filed with the board no later than the 7th day after the day of the primary in which
Pg42Ln4 the person withdrawing the application is a candidate or the 7th day after the date
Pg42Ln5 that the primary would be held, if required. If an application is withdrawn in
Pg42Ln6 accordance with this paragraph, the person withdrawing the application is no longer
Pg42Ln7 bound by the statement filed under par. (a) after the date of the withdrawal.

AB428, s. 122



Pg42Ln8

Pg42Ln9

Section 122. 11.50 (2) (i) of the statutes, as affected by 2001 Wisconsin Act 109, is repealed and recreated to read:

AB428, s. 122 - continued



Pg42Ln10

Pg42Ln11

Pg42Ln12

Pg42Ln13

Pg42Ln14

Pg42Ln15

Pg42Ln16

Pg42Ln17

Pg42Ln18

Pg42Ln19

Pg42Ln20

Pg42Ln21

11.50 (2) (i) Notwithstanding par. (g), if an eligible candidate at the spring election or a special nonpartisan election who accepts a grant is opposed by one or more candidates in the election, or if an eligible candidate at the general election or a special partisan election who accepts a grant is opposed by one or more candidates in the election who receive at least 6 percent of the vote cast for all candidates for the same office on all ballots at the September primary or a special partisan primary if a primary was held, and in either case if any such opponent of the eligible candidate does not accept a grant under this section in whole or in part, the eligible candidate is not bound by the pledge made in his or her application to adhere to the contribution limitations prescribed in s. 11.26 and the disbursement limitation prescribed under s. 11.31, unless each such opponent files an affidavit of voluntary compliance under s. 11.31 (2m).

AB428, s. 123



Pg42Ln22

Pg42Ln23

Section 123. 11.50 (2) (j) of the statutes, as created by 2001 Wisconsin Act 109, is repealed.

AB428, s. 124



Pg42Ln24

Pg42Ln25

Section 124. 11.50 (2s) of the statutes, as created by 2001 Wisconsin Act 109, is repealed.

AB428, s. 125



Pg43Ln1

Pg43Ln2

Section 125. 11.50 (2w) of the statutes, as created by 2001 Wisconsin Act 109, is repealed.

AB428, s. 126



Pg43Ln3

Section 126. 11.50 (3) of the statutes is created to read:

AB428, s. 126 - continued



Pg43Ln4

Pg43Ln5

11.50 (3) **Nonpartisan candidates.** (a) Annually on August 15, all moneys appropriated to the fund shall be apportioned as follows by the state treasurer:

AB428, s. 126 - continued



Pg43Ln6

Pg43Ln7

Pg43Ln8

Pg43Ln9

1. If an election for state superintendent is scheduled in the following year, 8 percent of the fund shall be placed in a superintendency account. From this account, an equal amount shall be disbursed to the campaign depository account of each eligible candidate by the state treasurer.

AB428, s. 126 - continued



Pg43Ln10

Pg43Ln11

Pg43Ln12

2. If an election for justice is scheduled in the following year, 8 percent of the fund shall be placed in a supreme court account. From this account, an equal amount shall be disbursed to the campaign depository account of each eligible candidate by

Pg43Ln13 the state treasurer.

AB428, s. 126 - continued



Pg43Ln14 3. The balance shall be apportioned under sub. (4).

AB428, s. 126 - continued



Pg43Ln15 (b) If a vacancy occurs in the office of state superintendent or justice after
Pg43Ln16 August 15 in any year and an election is scheduled to fill the vacancy at the spring
Pg43Ln17 election in the following year, the state treasurer shall transfer an amount not
Pg43Ln18 exceeding 8 percent of the moneys transferred to the fund on the preceding August
Pg43Ln19 15 to the account for the office in which the vacancy occurs, such moneys to be drawn
Pg43Ln20 from any account within the accounts created under sub. (4) in the amount or
Pg43Ln21 amounts specified by the board.

AB428, s. 127



Pg43Ln22 **Section 127.** 11.50 (4) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg43Ln23 is repealed and recreated to read:

AB428, s. 127 - continued



Pg44Ln1 11.50 (4) **Partisan and special election candidates.** After apportionment
Pg44Ln2 under sub. (3), the remaining moneys shall constitute the partisan campaign
Pg44Ln3 account.

AB428, s. 127 - continued



Pg44Ln4 (a) In the partisan campaign account, 25 percent of the moneys shall be
Pg44Ln5 apportioned into an executive campaign account and 75 percent of the moneys shall
Pg44Ln6 be apportioned into a legislative and special election campaign account.

AB428, s. 127 - continued



Pg44Ln7 (b) The executive campaign account shall be divided into accounts for each
Pg44Ln8 executive office as provided in this paragraph. The apportionment of moneys in the
Pg44Ln9 executive campaign account shall be made as follows:

AB428, s. 127 - continued



Pg44Ln10 1. Sixty-seven percent to be apportioned between all eligible candidates for
Pg44Ln11 governor.

AB428, s. 127 - continued



Pg44Ln12 2. Eight percent to be apportioned between all eligible candidates for
Pg44Ln13 lieutenant governor.

AB428, s. 127 - continued



Pg44Ln14 3. Seventeen percent to be apportioned between all eligible candidates for
Pg44Ln15 attorney general.

AB428, s. 127 - continued



Pg44Ln16 4. Four percent to be apportioned between all eligible candidates for state
Pg44Ln17 treasurer.

AB428, s. 127 - continued



Pg44Ln18 5. Four percent to be apportioned between all eligible candidates for secretary
Pg44Ln19 of state.

AB428, s. 127 - continued



Pg44Ln20 (c) The legislative and special election campaign account shall be divided into
Pg44Ln21 a senate campaign account to receive 25 percent of the moneys, and an assembly
Pg44Ln22 campaign account to receive 75 percent of the moneys. Each account shall then be
Pg44Ln23 apportioned between all eligible candidates for the same office in the entire state.
Pg44Ln24 No apportionment shall be made by legislative district.

AB428, s. 127 - continued



Pg45Ln1 (cm) Each eligible candidate for the same office at a special election shall
Pg45Ln2 receive an equal amount, which amount shall be equivalent to the maximum grant
Pg45Ln3 which was payable to any candidate for that office at the most recent spring or
Pg45Ln4 general election. The amount shall be drawn from the senate campaign account and
Pg45Ln5 the assembly campaign account in the same proportions as the balance in each
Pg45Ln6 account bears to the total balance in both accounts at the time that payments are
Pg45Ln7 made. Whenever there are insufficient moneys in the senate campaign account and
Pg45Ln8 the assembly campaign account to make the payments required by this paragraph,
Pg45Ln9 payments shall be appropriately reduced or discontinued by the board.

AB428, s. 127 - continued



Pg45Ln10 (d) Within the accounts established under this subsection for each office at each
Pg45Ln11 general election, the entire amount of all available moneys shall be apportioned
Pg45Ln12 equally to all eligible candidates.

AB428, s. 128



Pg45Ln13 **Section 128.** 11.50 (5) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg45Ln14 is repealed and recreated to read:

AB428, s. 128 - continued



Pg45Ln15 11.50 (5) **Time of disbursement.** The state treasurer shall make the
Pg45Ln16 disbursements to the campaign depository account of each eligible candidate under
Pg45Ln17 subs. (3) and (4) by the end of the 3rd business day following notice from the board
Pg45Ln18 under s. 7.08 (2) (c) or (cm). Eligible candidates for governor and lieutenant governor
Pg45Ln19 of the same political party may combine accounts if desired.

AB428, s. 129




Pg45Ln20 **Section 129.** 11.50 (6) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg45Ln21 is repealed and recreated to read:

AB428, s. 129 - continued



Pg45Ln22 11.50 (6) **Excess moneys.** If the amounts which are to be apportioned to each
Pg45Ln23 eligible candidate under subs. (3) and (4) are more than the amount which a
Pg45Ln24 candidate may accept under sub. (9), or more than the amount which a candidate


Pg45Ln25 elects to accept under sub. (10), the excess moneys shall be retained in the fund.

AB428, s. 130 

Pg46Ln1 **Section 130.** 11.50 (7) (intro.) of the statutes, as affected by 2001 Wisconsin
Pg46Ln2 Act 109, is repealed and recreated to read:

AB428, s. 130 - continued 


Pg46Ln3 11.50 (7) (intro.) **Utilization.** Grants distributed under this section may be
Pg46Ln4 utilized only for deposit in a campaign depository account under s. 11.10. Grants may
Pg46Ln5 be expended only for one or more of the following:

AB428, s. 131 


Pg46Ln6 **Section 131.** 11.50 (8) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg46Ln7 is repealed and recreated to read:

AB428, s. 131 - continued 


Pg46Ln8 11.50 (8) **Lapsing grants.** All grants disbursed under sub. (5) remain the
Pg46Ln9 property of the state until disbursed or encumbered for a lawful purpose. All grant
Pg46Ln10 moneys that are unspent and unencumbered by a candidate on the day after the
Pg46Ln11 election in which the candidate participates shall revert to the state. All deposits and
Pg46Ln12 refunds derived from grant moneys that are received by a candidate at any time after
Pg46Ln13 the day of the election in which the candidate participates shall revert to the state.
Pg46Ln14 All reversions shall be returned to the board by the candidate and shall be deposited
Pg46Ln15 in the fund.

AB428, s. 132 

Pg46Ln16 **Section 132.** 11.50 (9) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg46Ln17 is repealed and recreated to read:

AB428, s. 132 - continued 


Pg46Ln18 11.50 (9) **Limitation on grants.** The total grant available to an eligible
Pg46Ln19 candidate may not exceed that amount which, when added to all other contributions
Pg46Ln20 accepted from sources other than individuals, political party committees and
Pg46Ln21 legislative campaign committees, is equal to 45 percent of the disbursement level
Pg46Ln22 specified for the applicable office under s. 11.31. The board shall scrutinize accounts
Pg46Ln23 and reports and records kept under this chapter to assure that applicable limitations
Pg46Ln24 under ss. 11.26 (9) and 11.31 are not exceeded and any violation is reported. No
Pg47Ln1 candidate or campaign treasurer may accept grants exceeding the amount
Pg47Ln2 authorized by this subsection.

AB428, s. 133 

Pg47Ln3 **Section 133.** 11.50 (10) of the statutes is created to read:


AB428, s. 133 - continued 

Pg47Ln4 11.50 (10) **Voluntary limitation.** Any eligible candidate may by written
Pg47Ln5 request limit his or her participation in the fund to a lesser amount than that
Pg47Ln6 authorized under sub. (9).

AB428, s. 134 


Pg47Ln7
Pg47Ln8

Section 134. 11.50 (10m) of the statutes, as affected by 2001 Wisconsin Act 109, is repealed and recreated to read:

AB428, s. 134 - continued 


Pg47Ln9
Pg47Ln10
Pg47Ln11
Pg47Ln12
Pg47Ln13
Pg47Ln14
Pg47Ln15

11.50 (10m) **Return of grants.** An individual who receives a grant prior to an election in which he or she is a candidate and who desires to return any portion of the grant shall return that portion no later than the 2nd Tuesday in October preceding a general election, the 4th Tuesday preceding a spring election or the 3rd Tuesday preceding a special election. A candidate who returns all or any portion of a grant under this subsection remains bound by the candidate's statement filed under sub. (2) (a).

AB428, s. 135 


Pg47Ln16
Pg47Ln17

Section 135. 11.50 (11) (e) of the statutes, as affected by 2001 Wisconsin Act 109, is repealed and recreated to read:

AB428, s. 135 - continued 


Pg47Ln18
Pg47Ln19
Pg47Ln20
Pg47Ln21

11.50 (11) (e) No candidate may expend, authorize the expenditure of or incur any obligation to expend any grant if he or she violates the pledge required under sub. (2) (a) as a precondition to receipt of a grant, except as authorized in sub. (2) (h) or (i).

AB428, s. 136 


Pg47Ln22
Pg47Ln23

Section 136. 11.50 (14) of the statutes, as created by 2001 Wisconsin Act 109, is repealed.

AB428, s. 137 

Pg47Ln24
Pg47Ln25

Section 137. 11.60 (3r) of the statutes, as created by 2001 Wisconsin Act 109, is repealed.

AB428, s. 138 

Pg48Ln1
Pg48Ln2


Section 138. 11.60 (4) of the statutes, as affected by 2001 Wisconsin Act 109, is repealed and recreated to read:

AB428, s. 138 - continued 


Pg48Ln3
Pg48Ln4
Pg48Ln5
Pg48Ln6
Pg48Ln7
Pg48Ln8
Pg48Ln9
Pg48Ln10
Pg48Ln11
Pg48Ln12

11.60 (4) Actions under this section arising out of an election for state office or a statewide referendum may be brought by the board or by the district attorney of the county where the violation is alleged to have occurred, except as specified in s. 11.38. Actions under this section arising out of an election for local office or a local referendum may be brought by the district attorney of the county where the violation is alleged to have occurred. Actions under this section arising out of an election for county office or a county referendum may be brought by the county board of election commissioners of the county wherein the violation is alleged to have occurred. If a violation concerns a district attorney or circuit judge or candidate for such offices, the action shall be brought by the attorney general. If a violation concerns the attorney


Pg48Ln13 general or a candidate for such office, the governor may appoint special counsel
Pg48Ln14 under s. 14.11 (2) to bring suit in behalf of the state. The counsel shall be independent
Pg48Ln15 of the attorney general and need not be a state employee at the time of appointment.

AB428, s. 139 

Pg48Ln16 **Section 139.** 11.61 (1) (a) of the statutes, as affected by 2001 Wisconsin Act
Pg48Ln17 109, is repealed and recreated to read:

AB428, s. 139 - continued 


Pg48Ln18 11.61 (1) (a) Whoever intentionally violates s. 11.05 (1), (2), (2g) or (2r), 11.07
Pg48Ln19 (1) or (5), 11.10 (1), 11.12 (5), 11.23 (6) or 11.24 (1) is guilty of a Class I felony.

AB428, s. 140 


Pg48Ln20 **Section 140.** 25.42 of the statutes, as affected by 2001 Wisconsin Act 109, is
Pg48Ln21 repealed and recreated to read:

AB428, s. 140 - continued 


Pg48Ln22 25.42 Wisconsin election campaign fund. All moneys appropriated under
Pg48Ln23 s. 20.855 (4) (b) together with all moneys reverting to the state under s. 11.50 (8) and
Pg48Ln24 all gifts, bequests and devises received under s. 11.50 (13) constitute the Wisconsin
Pg48Ln25 election campaign fund, to be expended for the purposes of s. 11.50. All moneys in
Pg49Ln1 the fund not disbursed by the state treasurer shall continue to accumulate
Pg49Ln2 indefinitely.

AB428, s. 141 


Pg49Ln3 **Section 141.** 71.07 (6s) of the statutes, as created by 2001 Wisconsin Act 109,
Pg49Ln4 is repealed.

AB428, s. 142 

Pg49Ln5 **Section 142.** 71.08 (1) (intro.) of the statutes, as affected by 2001 Wisconsin
Pg49Ln6 Act 109 and 2003 Wisconsin Acts 99 and 135, is repealed and recreated to read:

AB428, s. 142 - continued 

Pg49Ln7 71.08 (1) **Imposition.** (intro.) If the tax imposed on a natural person, married
Pg49Ln8 couple filing jointly, trust or estate under s. 71.02, not considering the credits under
Pg49Ln9 ss. 71.07 (1), (2dd), (2de), (2di), (2dj), (2dL), (2dr), (2ds), (2dx), (2fd), (3m), (3n), (3s),
Pg49Ln10 (3t), z95b), (5d), (6), and (9e), 71.28 (1dd), (1de), (1di), (1dj), (1dL), (1ds), (1dx), (1fd),
Pg49Ln11 (2m), (3), (3n), and (3t) and 71.47 (1dd), (1de), (1di), (1dj), (1dL), (1ds), (1dx), (1fd),
Pg49Ln12 (2m), (3), (3n), and (3t) and subchs. VIII and IX and payments to other states under
Pg49Ln13 s. 71.07 (7), is less than the tax under this section, there is imposed on that natural
Pg49Ln14 person, married couple filing jointly, trust or estate, instead of the tax under s. 71.02,
Pg49Ln15 an alternative minimum tax computed as follows:

AB428, s. 143 

Pg49Ln16 **Section 143.** 71.10 (3) of the statutes, as affected by 2001 Wisconsin Act 109,
Pg49Ln17 is repealed and recreated to read:

AB428, s. 143 - continued



Pg49Ln18 71.10 (3) **Campaign fund.** (a) Every individual filing an income tax return who
Pg49Ln19 has a tax liability or is entitled to a tax refund may designate \$1 for the Wisconsin
Pg49Ln20 election campaign fund for the use of eligible candidates under s. 11.50. If the
Pg49Ln21 individuals filing a joint return have a tax liability or are entitled to a tax refund,
Pg49Ln22 each individual may make a designation of \$1 under this subsection.

AB428, s. 143 - continued



Pg49Ln23 (b) The secretary of revenue shall provide a place for those designations on the
Pg49Ln24 face of the individual income tax return and shall provide next to that place a
Pg49Ln25 statement that a designation will not increase tax liability. Annually on August 15,
Pg50Ln1 the secretary of revenue shall certify to the elections board, the department of
Pg50Ln2 administration and the state treasurer under s. 11.50 the total amount of
Pg50Ln3 designations made during the preceding fiscal year. If any individual attempts to
Pg50Ln4 place any condition or restriction upon a designation, that individual is deemed not
Pg50Ln5 to have made a designation on his or her tax return.

AB428, s. 143 - continued



Pg50Ln6 (c) The names of persons making designations under this subsection shall be
Pg50Ln7 strictly confidential.

AB428, s. 144



Pg50Ln8 **Section 144.** 71.10 (4) (gw) of the statutes, as created by 2001 Wisconsin Act
Pg50Ln9 109, is repealed.

AB428, s. 145



Pg50Ln10 **Section 145.** 806.04 (11m) of the statutes, as created by 2001 Wisconsin Act
Pg50Ln11 109, is repealed.

AB428, s. 146



Pg50Ln12 **Section 146.** 2001 Wisconsin Act 109, section 9115 (2v) and (2x) are repealed.

AB428, s. 147



Pg50Ln13 **Section 147.** 2001 Wisconsin Act 109, section 9115 (2y), as last affected by 2003
Pg50Ln14 Wisconsin Act 39, is repealed.

AB428, s. 148



Pg50Ln15 **Section 148.** 2001 Wisconsin Act 109, section 9132 (4v) is repealed.

AB428, s. 149



Pg50Ln16 **Section 149.** 2001 Wisconsin Act 109, section 9215 (3v) is repealed.

AB428, s. 150



Pg50Ln17 **Section 150.** 2001 Wisconsin Act 109, section 9244 (6v) is repealed.

AB428, s. 151



Pg50Ln18 **Section 151.** 2001 Wisconsin Act 109, section 9315 (2v) and (2w) are repealed.